

# **EXHIBIT “A”**

**DEPOSITION OF JIMMY WILLIAMSON**

**January 26, 2007**

**Pages 1 through 346**

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<p>1 IN THE UNITED STATES DISTRICT COURT</p> <p>2 FOR THE MIDDLE DISTRICT OF ALABAMA</p> <p>3 NORTHERN DIVISION</p> <p>4</p> <p>5 PIONEER SERVICES, INC.,</p> <p>6 Plaintiff,</p> <p>7 Vs CIVIL ACTION NO</p> <p>8 2:06CV377-WKW</p> <p>9 AUTO-OWNERS INSURANCE COMPANY,</p> <p>10 INC., et al,</p> <p>11</p> <p>12 Defendant</p> <p>13 *****</p> <p>14 VIDEO TAPED DEPOSITION OF JIMMY WILLIAMSON,</p> <p>15 taken pursuant to stipulation and agreement before</p> <p>16 Lisa J Nix, Registered Professional Reporter and</p> <p>17 Commissioner for the State of Alabama at Large, in</p> <p>18 the Law Offices of Enzor &amp; Enzor, 208 Dunson</p> <p>19 Street, Andalusia, Alabama on Friday, January 26,</p> <p>20 2007, commencing at approximately 10:10 p m.</p> <p>21</p> <p>22 *****</p> <p>23</p>	<p>1 STIPULATION</p> <p>2 It is hereby stipulated and agreed by and</p> <p>3 between counsel representing the parties that the</p> <p>4 deposition of JIMMY WILLIAMSON is taken pursuant to</p> <p>5 the Federal Rules of Civil Procedure and that said</p> <p>6 deposition may be taken before Lisa J Nix,</p> <p>7 Registered Professional Reporter and Commissioner</p> <p>8 for the State of Alabama at Large, without the</p> <p>9 formality of a commission, that objections to</p> <p>10 questions other than objections as to the form of</p> <p>11 the question need not be made at this time but may</p> <p>12 be reserved for a ruling at such time as the said</p> <p>13 deposition may be offered in evidence or used for</p> <p>14 any other purpose by either party provided for by</p> <p>15 the Statute</p> <p>16 It is further stipulated and agreed by and</p> <p>17 between counsel representing the parties in this</p> <p>18 case that the filing of said deposition is hereby</p> <p>19 waived and may be introduced at the trial of this</p> <p>20 case or used in any other manner by either party</p> <p>21 hereto provided for by the Statute regardless of</p> <p>22 the waiving of the filing of the same</p> <p>23 It is further stipulated and agreed by and</p>
Page 2	Page 4
<p>1 APPEARANCES</p> <p>2</p> <p>3 FOR THE PLAINTIFF:</p> <p>4 Mr. Harry P. Hall II</p> <p>5 FARMER, PRICE, HORNSBY &amp; WEATHERFORD</p> <p>6 Attorneys at Law</p> <p>7 100 Adris Place</p> <p>8 Post Office Drawer 2228</p> <p>9 Dothan, AL 36302</p> <p>10</p> <p>11 FOR THE DEFENDANT:</p> <p>12 Mr. Joel H. Pearson</p> <p>13 MORROW, ROMINE &amp; PEARSON, P C</p> <p>14 Attorneys at Law</p> <p>15 122 South Hull Street</p> <p>16 Montgomery, AL 36104</p> <p>17 ALSO PRESENT: Vic Griswold, Videographer</p> <p>18 *****</p> <p>19 EXAMINATION INDEX</p> <p>20 JIMMY WILLIAMSON</p> <p>21 BY MR PEARSON..... 5</p> <p>22 EXHIBIT INDEX</p> <p>23 MAR</p> <p>DEFENDANT'S EXHIBIT</p> <p>1 Secretary of State corporate detail page 17</p> <p>2 Documents Bates stamped Pioneer 01 - 357 77</p> <p>3 Documents Bates stamped A000001 - 000299 150</p>	<p>1 between the parties hereto and the witness that the</p> <p>2 signature of the witness to this deposition is</p> <p>3 hereby waived</p> <p>4</p> <p>5 *****</p> <p>6</p> <p>7 VIDEOGRAPHER: This is the</p> <p>8 deposition of Jimmy Williamson</p> <p>9 taken in the matter of Pioneer</p> <p>10 Services, Incorporated,</p> <p>11 plaintiff, versus Auto-Owners</p> <p>12 Insurance Company,</p> <p>13 Incorporated, et al ,</p> <p>14 defendants, Case Number</p> <p>15 2:06CV377-WKW held in the</p> <p>16 United States District Court</p> <p>17 for the Middle District of</p> <p>18 Alabama, Northern Division</p> <p>19 Today is January 26,</p> <p>20 2007 We're at the offices of</p> <p>21 Enzor and Enzor in Andalusia,</p> <p>22 Alabama. The local time is</p> <p>23 10:12 a m. If counsel would</p>

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1           introduc e themselves, we can  
2           ha ve the oath, please  
3           MR PEARSON: Joe l Pearson for  
4           De fendant Auto-Owners  
5           Insura nce Company.  
6           MR HALL: Ha rry Hall for the  
7           pla intiff.  
8           MR WILLIAMSON: Jimmy Willia mson,  
9           Pione er Telephone Services  
10          JIMMY WILLIAMSON  
11          The witness, after having first been duly  
12          sworn to speak the truth, the whole truth and  
13          nothing but the truth testified as follows:  
14          EXAMINATION  
15          BY MR. PEARSON:  
16          Q   Good morning, Mr. Willia mson  
17          A   Good morning  
18          Q   We've introduced ourselves before. I'm  
19          Joel Pearson. As you know, I represent  
20          Auto-Owners Insurance Company in this  
21          case.  
22          You unde rstand we're going to take your  
23          deposition today?

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1    A   Yes, sir  
2    Q   You've attended some of the previous  
3          depositions in this case, correct?  
4    A   One, yes, sir.  
5    Q   Well, actually, you attended two of them,  
6          Mr. --  
7    A   Oh, two, yes, sir, in one day, yeah.  
8    Q   So you know -- you know basically what I'm  
9          going to -- how it's going to work today,  
10          right?  
11   A   Yes, sir, somewhat  
12   Q   I'm going to ask you questions, and I want  
13          you to give me the answers to those  
14          questions  
15          If I ask a question and you don't  
16          understand it, just let me know that you  
17          don't understand it; otherwise, I'm going  
18          to assume that your answer to my question  
19          is -- that you understood my question and  
20          that your answer is to that question  
21          Okay?  
22   A   Yes, sir. Yes, sir  
23   Q   If you would, tell us your full name for

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1           the record, please, sir.  
2    A   James Howard Williamson  
3    Q   And what is your address?  
4    A   Home or business?  
5    Q   Both  
6    A   The business is P O. Box 1606. It's  
7          Pioneer -- It's AlaWeb Pioneer Services  
8          now. It was Pioneer Telephone Services.  
9          The address is 1833-A East Three Notch  
10          Street.  
11   Q   And that's in Andalusia, Alabama?  
12   A   Yes, sir, Andalusia, 36421.  
13          And my residence is 26174 Reddberry  
14          Road.  
15   Q   Also in Andalusia?  
16   A   Yes, sir.  
17   Q   Okay.  
18   A   And that's where we live now. Previously,  
19          it was on Sutton Road.  
20   Q   Okay. And what was that address --  
21          previous address on Sutton Road?  
22   A   25083 Sutton Road, Andalusia, Alabama.  
23   Q   Okay. What's your date of birth?

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1    A   4-30-62  
2    Q   So you're 44 years old?  
3    A   Yes, sir.  
4    Q   And if you would, what's your social  
5          security number?  
6    A   423-02-8247  
7    Q   Are you married?  
8    A   Yes, sir.  
9    Q   What is your wife's name?  
10   A   Kellie Williamson  
11   Q   And what was her maiden name?  
12   A   McClain  
13   Q   How do you spell Kellie?  
14   A   K-E-I -L-I-E  
15   Q   And McClain, M-C --  
16   A   M-C, then capital C-I -A-I-N  
17   Q   Are you from Covington County?  
18   A   Yes, sir, all my life  
19   Q   Is your wife also from Covington County?  
20   A   Yes, sir.  
21   Q   I assume that both of you have relatives in  
22          Covington County named either Williamson or  
23          McClain?

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<p>1 Q I'm sorry. What was the first name?</p> <p>2 A Greg.</p> <p>3 Q Greg. And where do they live?</p> <p>4 A Andalusia.</p> <p>5 Q Any other Adkinsons?</p> <p>6 A No, sir, I don't think so.</p> <p>7 Q And the Smiths.</p> <p>8 A Bobby.</p> <p>9 Q That's a male?</p> <p>10 A Yes, sir.</p> <p>11 Q And he resides where?</p> <p>12 A Sanford. It's in Covington County.</p> <p>13 Q Any others?</p> <p>14 A (Shakes head from side to side)</p> <p>15 Q No?</p> <p>16 A No, sir. No, sir.</p> <p>17 Q Just to keep it easy for the record, you know, we -- I think you understand that verbal answers, either yes or no, because it's tough for the court reporter to take down uh-huh and huh-uh --</p> <p>22 A Yes, sir.</p> <p>23 Q -- huh-uh and head nods, so</p>	<p>1 Q Bobby Smith I mean. Excuse me. Bobby Smith was the only --</p> <p>2 A Lives in Sanford.</p> <p>3 Q Lives in Sanford. All right. And that's the only Smith?</p> <p>4 A Yes, sir, that I can think of right now.</p> <p>5 Q Okay. Now, let's go to what your attorney was asking about. You understand I'm going to be asking you questions today about a lawsuit that Pioneer Telephone Services has filed, correct?</p> <p>11 A Yes, sir.</p> <p>12 Q We've noticed your deposition individually. It's my understanding that you can speak on behalf of Pioneer Telephone Services with regard to this claim; is that correct?</p> <p>17 A Yes, sir.</p> <p>18 Q Okay. And are you the appropriate person to speak on behalf of Pioneer Telephone Services in this case?</p> <p>22 A Yes, sir.</p> <p>23 Q What is your office with Pioneer Telephone</p>
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<p>1 All right.</p> <p>2 A I'm sorry.</p> <p>3 MR HALL: Joel, can we talk about that stipulation about the corporate status of Jimmy's testimony?</p> <p>4 MR PEARSON: Yeah. We'll do --</p> <p>5 Let me just finish the names and then we'll do that. We'll finish that -- We'll do that in just a second.</p> <p>10 Q All right. Have we covered everybody -- Did I ask you about the latums?</p> <p>12 A I don't know their names. I really don't. That's on my grandmother's side.</p> <p>14 Q Okay. Where do they live?</p> <p>15 A That was the -- Crenshaw County, I think, Luverne.</p> <p>17 Q Okay.</p> <p>18 A Luverne, Brantley area, up that way.</p> <p>20 Q Okay. And the Sanfords, Bobby Sanford, that's the only Sanford --</p> <p>22 A Bobby Smith.</p>	<p>1 Services?</p> <p>2 A Excuse me?</p> <p>3 Q What --</p> <p>4 A Oh, the office?</p> <p>5 Q Yeah.</p> <p>6 A I'm president -- or at the time, before it was -- before we merged, I was president.</p> <p>7 Q Okay. And I'm going to ask you about that a little bit, too.</p> <p>8 A Okay.</p> <p>9 Q We'll get into more on that, but MR PEARSON: Is there anything else you think we need to cover on it?</p> <p>12 MR HALL: Just that this will serve as the 30(b)(6) deposition for Pioneer Services, Inc.</p> <p>14 MR PEARSON: Okay.</p> <p>15 Q Well, and I'm agreeable to that unless for some reason you indicate to me that somebody else is the appropriate person to speak on a particular subject. Okay?</p>

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1 A. (Witness nods head up and down )  
2 Q. And so -- And the reason I say that is  
3 because you've mentioned AlaWeb in that  
4 question, and I'm going to ask you a little  
5 bit about that.  
6 What is the legal name of Pioneer  
7 Telephone Services -- in September 2004,  
8 what was it?  
9 A. Pioneer Telephone Services, Incorporated  
10 Q. Has it ever been known as Pioneer Services,  
11 Incorporated?  
12 A. No, sir. It was something that people, you  
13 know, called it or -- we were trying to  
14 diversify  
15 Q. Okay  
16 A. To take -- Just by word of mouth, that  
17 comes out of  
18 Q. Okay. But the legal name of the company  
19 was Pioneer Telephone Services, correct?  
20 A. Yes, sir.  
21 (Defendant's Exhibit 1 was marked  
22 for identification )  
23 Q. I'm going to show you what I've marked as

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1 Q. Okay. Okay. Well, what -- I guess what  
2 I'm asking you, though, is this appears to  
3 be Pioneer Telephone Services, Inc. is an  
4 Alabama corporation that was formed in  
5 Covington County?  
6 A. Yes, sir. Yes, sir  
7 Q. And it was incorporated on or about October  
8 23, 1984?  
9 A. Yes, sir, I think so  
10 Q. And Jacqueline K. Williamson is your wife?  
11 A. Yes, sir  
12 Q. If you would, tell me your educational  
13 background.  
14 A. I went to school at Straughn School,  
15 elementary and high school. I received my  
16 associate of arts degree at LBW and went on  
17 to pursue my education at Troy State-Dothan  
18 and received a bachelor of science degree  
19 in social sciences and education  
20 Q. What was your associate's degree from -- at  
21 Lurleen B. Wallace?  
22 A. Arts, I believe  
23 Q. And that's what you referred to as LBW,

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1 Defendant's Exhibit 1. It's just a  
2 Secretary of State corporate detail page,  
3 and I just want to make sure I've got the  
4 right company. You mentioned your wife,  
5 Kellie. Is her full name Jacqueline K.  
6 Williamson?  
7 A. Yes, sir  
8 Q. Okay. All right. So does that detail  
9 sheet there appear to be a corporate detail  
10 sheet for your -- for Pioneer Telephone  
11 Services, Incorporated?  
12 MR. HALL: Object to the form.  
13 A. Okay. I don't understand, I mean, why  
14 Walter Bracewell's name would be on it,  
15 which the address is wrong  
16 I mean, Walter Bracewell was the  
17 founder, if that's why it's there, of the  
18 corporation, and then he sold it. But when  
19 he did the corporation, it was not at  
20 1833-C if that makes any difference. In  
21 fact, this is -- the address is wherever  
22 we were before we moved up to the front of  
23 the

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1 correct?  
2 A. Yes, sir. Lurleen B. Wallace, yes, sir, in  
3 Andalusia  
4 Q. And that was a two-year program you  
5 attended there?  
6 A. Yes, sir, there it was  
7 Q. And then did some of those credits and  
8 those hours apply toward your degree at --  
9 A. Yes, sir  
10 Q. -- Troy State-Dothan?  
11 A. Yes, sir  
12 MR. HALL: Wait for him to finish  
13 asking before you answer.  
14 THE WITNESS: Okay  
15 Q. And then you completed your degree -- a  
16 bachelor of arts degree, I believe you  
17 said, at Troy State-Dothan, or a  
18 bachelor of science?  
19 A. Bachelor of science  
20 Q. Bachelor of science  
21 And that was in education and what?  
22 A. Education. It was social science -- It was  
23 a bachelor of science degree in social



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1 A Yes, sir Yes, sir  
2 Q And then the warehouse job and the shipping  
3 clerk job were tied together in the  
4 warehouse?  
5 A Yes, sir Yes, sir  
6 Q Okay And I just want to make sure I  
7 understand that both the warehouse and the  
8 shipping clerk job involved taking in  
9 products and then moving out products to  
10 servicemen or workmen or whoever to go do  
11 actual repairs?  
12 A Yes, sir Yes, sir  
13 Q You weren't doing any actual repairs?  
14 A No, sir No, sir, not at that -- not at  
15 the -- at that level  
16 Q Then after 1984, you left Alabama Electric  
17 Cooperative, correct?  
18 A (Witness nods head up and down )  
19 Q And went to where?  
20 A To -- I believe to Pioneer. It was an  
21 opening for, like I said, communication  
22 Q Okay When did you complete your program  
23 at I BW?

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1 A Just around I went back to school I  
2 had been in business with Pioneer for  
3 approximately five years, I believe, six  
4 years, somewhere in there, and went back to  
5 school in the fall of '90, and two, two and  
6 a half years from there is when I completed  
7 that --  
8 Q Okay  
9 A -- while I worked at Pioneer I didn't own  
10 the business at that time is what I'm  
11 saying  
12 Q And when did you begin your program at Troy  
13 State-Dothan?  
14 A Immediately following that  
15 Q Sometime in 1993 or 1994?  
16 A Yes, sir  
17 Q And when did you complete your program at  
18 Troy State-Dothan?  
19 A I believe I graduated in June of '97 I  
20 went at night  
21 Q Now, you stated that you started with  
22 Pioneer -- you were hired by Pioneer in  
23 1984; is that correct?

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1 A Yes, sir, I believe so, around about there  
2 Q Who hired you and for what job?  
3 A Walter Bracewell hired me He was the  
4 owner at that time  
5 Q Is Mr Bracewell from Covington County?  
6 A Yes, sir Covington County  
7 Q And what was Mr -- I'm sorry You may  
8 have already said What was  
9 Mr Bracewell's position with Pioneer at  
10 that time when he hired you?  
11 A He was the owner  
12 Q Do you know if there were any other owners  
13 of Pioneer Telephone Services at that time?  
14 A No, sir, not that I know of  
15 Q Are you -- Were you related to  
16 Mr Bracewell in any manner?  
17 A No, sir  
18 Q Does Mr Bracewell have other family  
19 located in Covington County, Alabama?  
20 A Yes, sir  
21 Q If you would, please tell me other  
22 relatives of Mr Bracewell that you know of  
23 that reside in Covington County, Alabama.

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1 A I don't know their -- I know he's got a  
2 brother, Joe Bracewell That's all I --  
3 Q Is he married?  
4 A I'm not sure  
5 Q I mean, Mr Bracewell, Walter Bracewell  
6 A Oh, yes, sir, he's married  
7 Q Do you know his wife's name?  
8 A Cindy Now, they're not in Covington  
9 County anymore  
10 Q When did they move from Covington County?  
11 When I say they, Walter and Cindy  
12 Bracewell  
13 A '91, '92, somewhere in there  
14 Q Do you know if Joe Bracewell is still in  
15 Covington County?  
16 A Yes, sir  
17 Q Do you know what Joe Bracewell does?  
18 A He works at Alabama Electric Cooperative  
19 I mean, I guess he still does  
20 Q Do you know what -- Before Walter Bracewell  
21 left in 1991, do you know what he did, what  
22 his business was in Covington County?  
23 A He has the -- it's called Pioneer Telephone

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<p>1 Q And that was a separate business that you</p> <p>2 had no ownership in?</p> <p>3 A No ownership or -- or any -- I've never</p> <p>4 worked in it I've always been with</p> <p>5 Pioneer</p> <p>6 Q Okay Did you have any other businesses</p> <p>7 that you had an interest in -- that you had</p> <p>8 an ownership interest in other than Pioneer</p> <p>9 Telephone Services, Inc ?</p> <p>10 A No, sir.</p> <p>11 Q Pioneer Telephone Services, Inc is the</p> <p>12 only business ownership interest you have</p> <p>13 had in any other business up through, say,</p> <p>14 2004?</p> <p>15 A Yes, sir.</p> <p>16 Q Do you know of any other businesses that</p> <p>17 Mac Bracewell or Greg Bryant had any</p> <p>18 ownership interest in other than Pioneer</p> <p>19 Telephone Services and Tel-Com Services</p> <p>20 through 2004?</p> <p>21 A No, sir</p> <p>22 Q When Mr. Mac Bracewell and Mr. Greg Bryant</p> <p>23 left Pioneer Telephone Services in 1995,</p>	<p>1 when Bernie -- Bernie might have left right</p> <p>2 before I bought -- or right -- it might</p> <p>3 have been right -- I can't remember</p> <p>4 Bernie went back to work at -- for Alabama</p> <p>5 Electric at McWilliams.</p> <p>6 Q Okay So Bernie Bracewell left Pioneer</p> <p>7 either shortly before you bought it or</p> <p>8 shortly after you bought it?</p> <p>9 A Yes, sir It wasn't anything except he had</p> <p>10 been able to get his other job back He</p> <p>11 had worked for Tel-Com and wanted to stay</p> <p>12 home, and he started doing that But</p> <p>13 anyway, he got his -- his old job back up</p> <p>14 at McWilliams</p> <p>15 Q And where is that?</p> <p>16 A It's -- it's down -- well, north of -- it's</p> <p>17 on the river down here where the dam is.</p> <p>18 It's owned by Alabama Electric Cooperative</p> <p>19 Q And what service do they provide?</p> <p>20 A Electricity I mean, I guess just</p> <p>21 furnishing -- or generating electricity</p> <p>22 Q Okay Now, have you held any other jobs of</p> <p>23 any type between 1995 and 2005 other than</p>
Page 62	Page 64
<p>1 what -- who were the employees of Pioneer</p> <p>2 at that time?</p> <p>3 A Myself, Sheila, Jeff I believe Bernie was</p> <p>4 there</p> <p>5 Q And what was Bernie's -- This is Bernie</p> <p>6 Bracewell?</p> <p>7 A Yes, sir</p> <p>8 Q And what was his relationship? He was --</p> <p>9 What relationship was he to Mac Bracewell?</p> <p>10 A Little brother.</p> <p>11 Q Is Bernie Bracewell still with Pioneer</p> <p>12 Telephone Services?</p> <p>13 A No, sir.</p> <p>14 Q Was he with Pioneer Telephone Services in</p> <p>15 2004?</p> <p>16 A No, sir.</p> <p>17 Q Now, from 1995 until 2005, did anyone else</p> <p>18 have an ownership interest in Pioneer</p> <p>19 Telephone Services other than you and your</p> <p>20 wife?</p> <p>21 A No, sir.</p> <p>22 Q Okay</p> <p>23 A Bernie -- I'm not -- I'm not really sure</p>	<p>1 your job with Pioneer Telephone Services,</p> <p>2 Inc ?</p> <p>3 A Yes, sir.</p> <p>4 Q Okay If you would, tell me about those</p> <p>5 A I got talked into teaching some after I got</p> <p>6 my degree</p> <p>7 Q Okay And where was that?</p> <p>8 A At Straughn</p> <p>9 Q Can you spell that for me?</p> <p>10 A S-I-R-A-U-G-H High School</p> <p>11 Q And is that here in Covington County?</p> <p>12 A Yes, sir</p> <p>13 Q And what did you teach there?</p> <p>14 A History</p> <p>15 Q So that was a full-time teaching position?</p> <p>16 A It turned into it It was supposed to have</p> <p>17 been part-time.</p> <p>18 Q In what year did you start that position?</p> <p>19 A '97</p> <p>20 Q So that was after you completed your degree</p> <p>21 at Troy State-Dothan in June of '97, I</p> <p>22 believe you said?</p> <p>23 A Yes, sir</p>



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1 your position that those would be the sole  
2 property of Pioneer Telephone Services,  
3 Incorporated which consists solely of Jimmy  
4 Williamson and Kellie Williamson, correct?  
5 A Yes, sir  
6 MR PEARSON: All right We'll  
7 take a break there  
8 VIDEOGRAPHER: We're going off the  
9 record This is the end of  
10 tape two  
11 (Brief recess was taken )  
12 VIDEOGRAPHER: We're back on the  
13 record This is the beginning  
14 of tape three  
15 Q Mr. Williamson, I wanted to ask you a  
16 little bit about some other documents your  
17 attorney has produced to us and then some  
18 documents that we were also provided by the  
19 South Central Agency  
20 One of the documents that your attorney  
21 has produced is numbered Pioneer 342, and  
22 it appears to be -- well, just look at that  
23 document and tell me if you can tell me

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1 what that is This is page Pioneer 342 of  
2 Defendant's Exhibit 2  
3 A Yes, sir, it looks like a policy that  
4 Pioneer had  
5 Q Okay And when you say that Pioneer had,  
6 this appears to be an insurance policy that  
7 Pioneer Telephone Services, Inc had with  
8 Southern Guaranty Insurance Company  
9 A Was it Southern Guaranty? Oh, yes, sir,  
10 with South Central Agency It was one of  
11 their carriers, yes, sir  
12 Q Right And it shows on here that this  
13 would be for the policy period June 16,  
14 2002 to June 16, 2003; is that correct?  
15 A Yes, sir  
16 Q Is it your recollection that Pioneer  
17 Telephone Services, Inc. had insurance with  
18 Southern Guaranty Insurance Company for a  
19 number of years?  
20 A Yes, sir We -- I had insurance with South  
21 Central Agency. They did the carrier  
22 thing  
23 Q Okay Well, when you say that, you're

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1 saying that you would buy insurance through  
2 the South Central Agency, and then you  
3 would receive -- Pioneer Telephone  
4 Services, Inc would receive insurance  
5 policies from the company that you had the  
6 insurance with?  
7 A Yes, sir, most of the time Sometimes it  
8 took a while to get policies, but  
9 My secretary and all handled more of  
10 that I mean, I was just instructed by  
11 Harold Young and John Tomberlin that we had  
12 insurance.  
13 Q Okay Do you recall getting insurance  
14 policies from Southern Guaranty Insurance  
15 Company and Auto-Owners Insurance Company?  
16 A I remember Southern Guaranty and I remember  
17 Mr Harold Young telling us that he would  
18 probably want to change it, and that was  
19 how Auto-Owners came about  
20 Q Well, you're not disputing in this lawsuit  
21 that you received your insurance policies  
22 from either Southern Guaranty Insurance  
23 Company or Auto-Owners Insurance Company,

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1 are you?  
2 A No, sir We did We did get them We had  
3 insurance with them  
4 Q And when you say you got them, your company  
5 received those insurance policies, Pioneer  
6 Telephone Services, Inc., and Pioneer  
7 Telephone Services, Inc and you as the  
8 president of it would have had the  
9 opportunity to review those policies when  
10 you received them, wouldn't you?  
11 A I know that we got them We paid for them  
12 Q And as the owner of that business and the  
13 person that ran that business, you could  
14 have access to them to read them anytime  
15 you wanted to, couldn't you?  
16 A Yes, sir, if we had them  
17 Q Let me show you some of the documents --  
18 Well, before I go to that, again, just  
19 to clarify You're not taking the position  
20 in this lawsuit that you didn't receive  
21 insurance policies from Southern Guaranty  
22 or Auto-Owners, are you?  
23 A No, sir No, sir

Deposition of Jimmy Williamson

January 26, 2007

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<p>1 of that merger, did you convey it to 2 Pioneer Telephone Services, Inc.? 3 A. Yes, sir, I brought it into the 4 corporation 5 Q And so then when the merger took place, 6 Pioneer Telephone Services, Inc. could 7 convey that to AlaWeb as part of the 8 merger? 9 A As stock, yes, sir. 10 Q Okay. So, then, I'm understanding your 11 testimony is that Pioneer Telephone 12 Services, Inc. did not own Pioneer Plaza 13 structure at the time of Hurricane Ivan; is 14 that correct? 15 A No, sir. 16 Q I am correct, though? 17 A Oh, yes, sir. Yeah 18 Q Pioneer did not? 19 A No, sir. 20 Q We've talked about the Christmas Eve 2002 21 claim you had. We've talked about, also -- 22 briefly about a December 19th, 2002 claim 23 that you had. And then this last one that</p>	<p>1 it 2 Q All right. Other than those two claims 3 which I may ask you more about here in a 4 moment and the Hurricane Ivan claim which I 5 understand was September 16, 2004, have you 6 submitted any other insurance claims on 7 either your personal or Pioneer Telephone 8 Services' insurance? 9 A I don't remember if I have. I think I 10 might have had -- The only other thing I 11 can think of is I had a vehicle -- I mean, 12 one of my trucks that lost control and 13 damaged some rims on it -- I mean, warped 14 them, hit a curb. That's the only thing I 15 can think of right now. 16 Q Okay. Any other storm-related claims other 17 than those three that I've mentioned? 18 A I don't believe so, I don't think. 19 MR. PEARSON: I want to take a few 20 minutes. I would like to just 21 pause the camera to see if, in 22 fact, there are any other 23 claims that you -- looking</p>
Page 118	Page 120
<p>1 I was asking you about, I'm not sure what 2 that -- what that relates to. Do you know 3 what that -- 4 A I believe it was the same -- the same 5 storm, because it was -- it was rough. 6 And, again, we had a lot of -- lot of 7 customers that -- 8 And that might have been some of the 9 reason it took a while to get it, because 10 we were taking care of our customers. 11 Q All right. So you think that that March 12 payment and invoice that we just talked 13 about related either to the December 24, 14 2002 or the December 19th, 2002 claims, 15 correct? 16 A Yeah, the -- I believe the building was the 17 24th claim because it -- that was -- I 18 think that was the bad storm. 19 Q Okay. 20 A One of them. It was either the 19th or the 21 20th -- one of them was the bad one. 22 Q Okay. 23 A The wind -- The one that had the wind in</p>	<p>1 through these documents, I 2 think I can help you. 3 VIDEOGRAPHER: Going off the 4 record. 5 (Off-the-record discussion.) 6 VIDEOGRAPHER: Back on the record. 7 Q Okay. We took a moment to look through 8 some documents because I was asking you 9 about other claims that you or -- other 10 insurance claims you or your business have 11 made. 12 It's my understanding that you don't -- 13 you don't recall any other claims that 14 you've made for property damage other than 15 the claim that relates to the matters which 16 are the subject of this lawsuit and the 17 December 19, 2002 incident and the December 18 24, 2002 incident; is that correct, 19 Mr. Williamson? 20 A Yes, sir, to the best of my knowledge. 21 Q All right. Now, with regard to the 22 December 19th, 2002 event, do you -- if you 23 would, just tell us what you recall about</p>

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1 right?  
 2 A Yes, sir.  
 3 Q Okay. And the last time you were at your  
 4 office, am I understanding you to say, was  
 5 about 7:30 that night?  
 6 A 7:30, 8:30, somewhere in there.  
 7 Q Okay. And what was the last time you were  
 8 at your home on that day?  
 9 A Right before then.  
 10 Q Okay. And at that time, had either your  
 11 home or your office sustained any damage  
 12 that -- or any -- or any property or  
 13 equipment or any item inside either  
 14 sustained any damage at that time?  
 15 A No, sir.  
 16 Q Okay. Then you went to the community  
 17 center sometime around 7:30 is what I  
 18 understood you to say.  
 19 A I went and then came back and then went  
 20 back.  
 21 Q And then -- You went to the office after  
 22 7:30, and then went back to the center at  
 23 8:30?

1 during the storm?  
 2 A Yes, sir.  
 3 Q And then what time did you leave the  
 4 community center the next day after the  
 5 storm?  
 6 A It was around mid morning probably, eight  
 7 o'clock, 7:30, eight o'clock, around --  
 8 Q In the morning?  
 9 A Yes, sir, that next morning.  
 10 Q And you hadn't left anytime between 8:30  
 11 the night before and 7:30 or eight o'clock  
 12 the next morning is what you're telling me?  
 13 A No, sir. The best I remember it, when we  
 14 got there -- I just remember you couldn't  
 15 hardly get anybody to do anything. We set  
 16 up lights, and we did -- the elderly, we  
 17 were toting oxygen tanks.  
 18 Q Okay.  
 19 A Then after that, it got dark and -- and the  
 20 emergency generators, and then those went  
 21 off and it was -- lightning was popping all  
 22 around and the wind -- it was pretty rough.  
 23 Q Okay. And then the next -- Well, let me

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1 A The office and the house.  
 2 Q And you had left -- Had you left your wife  
 3 and two children at the community center  
 4 while you did that during that period of  
 5 time, between 7:30 and 8:30?  
 6 A Yes, sir.  
 7 Q Okay. And as of that time, 8:30, had  
 8 either your home or your business sustained  
 9 any damage to the -- either the property or  
 10 contents of either?  
 11 A No, sir. No, sir.  
 12 Q Then you went back to the community center  
 13 at 8:30 p.m. is what I'm understanding you  
 14 to say.  
 15 A Some -- Yes, sir, somewhere around there.  
 16 It might have even been a little bit  
 17 later. The storm had not gotten here yet.  
 18 Q Okay. And then when you returned to the  
 19 community center around 8:30 p.m. the night  
 20 before the storm hit, did you leave the  
 21 community center again?  
 22 A No, sir.  
 23 Q And then you stayed at the community center

1 ask you about that. When you -- in this  
 2 gap -- Before I go to the next morning,  
 3 from 8:30 when you went to the community  
 4 center, describe for me what happened in  
 5 hourly kind of intervals or time periods,  
 6 you know, what progressed from there until  
 7 you left the next morning.  
 8 In other words, you were there at  
 9 8:30. You were helping with these things.  
 10 The weather became increasingly worse, I'm  
 11 taking it from you?  
 12 A Yes, sir.  
 13 Q And --  
 14 A On over around mid -- mid morning -- when I  
 15 say -- about 2:00 or three o'clock,  
 16 somewhere around there, four o'clock is  
 17 when I guess you'd say the eye of the  
 18 storm, whatever, when it -- all of it came  
 19 over, about, the worst of it. It was --  
 20 Q Was about 2:30 or 3:00 in the morning?  
 21 A The best I remember. I'm not sure. I  
 22 mean, I just remember the rough part of it  
 23 being over in the morning because everybody

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1 was tired and it stunk. It was --  
2 Q So sometime between midnight -- Sometime  
3 after midnight and 4:00 in the morning is  
4 when you noticed this what you've described  
5 as high winds and rain and lightning? Is  
6 that what you're telling me?  
7 A Yes, sir.  
8 Q Anything else besides those three things  
9 that you've -- I think you've stated and  
10 what I've just stated? Between midnight  
11 and 4:00 a.m., does that accurately  
12 describe what you're saying occurred during  
13 that period of time: High winds,  
14 lightning, and rain?  
15 A Yes, sir. It was just -- it was awful. I  
16 mean, I hadn't -- since Opal, I don't think  
17 I had ever -- which I had never been at a  
18 place like that either. And I've got a lot  
19 of respect for the folks that do stuff like  
20 that.  
21 But it was -- Like I said, it just  
22 progressively got worse. It got -- When  
23 the power and everything got -- it got to

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1 something, or either struck.  
2 Q Okay. And then what time did you come out  
3 of the building?  
4 A Well, different times I stepped out during  
5 the night, but -- after everything was  
6 over, is that what you mean?  
7 Q Well, hold on. Hold on. Well, you've just  
8 described for me that at some point in  
9 time, it had become too dangerous to even  
10 step outside.  
11 A Yes.  
12 Q And so --  
13 A The front I'm talking about, out in the  
14 open.  
15 Q Okay. What I want to know is, what time it  
16 was when you left the premises of the  
17 senior citizens community center.  
18 A About mid morning probably.  
19 Q And did you describe that as 7:30 or  
20 8:00 a.m. to me?  
21 A Yes, sir, somewhere in there, the best I  
22 remember.  
23 Q Okay. And where did you go at that time?

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1 stinking, and the storm was -- they  
2 actually were worried about the building it  
3 got that rough.  
4 Q Okay. And then sometime later in the  
5 morning -- when I say late, I mean, really,  
6 very early in the morning, like after  
7 4:00 a.m., the storm began to pass?  
8 A I'm not sure exactly when it was. It  
9 was -- to me, it almost -- I think, the  
10 best I remember -- because it was dark in  
11 there. I mean, you know, everybody had  
12 gotten to the -- to the back.  
13 But the best I remember from going  
14 outside -- I mean, I would go out and check  
15 and look along with some other folks, some  
16 other men, and it was limbs. I mean, it  
17 was close -- I mean, it was getting on  
18 closer to daylight when everything started  
19 calming down, but.  
20 Q Okay.  
21 A It was bad enough that you couldn't -- it  
22 was not safe to even go outside a door or  
23 anything because you would have got hit by

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1 A The first place I went -- Well, I stopped  
2 at the office for a minute, just looking at  
3 everything, and I went to the house. And  
4 then I came back to the office.  
5 Q Okay. And that's sometime shortly after --  
6 shortly -- around or shortly after eight  
7 o'clock then?  
8 A Somewhere in there. It was in the  
9 morningtime.  
10 Q Had anyone been left at either your house  
11 or your office during the storm or anytime  
12 after you left there to go to the community  
13 center?  
14 A No, sir.  
15 Q When you left to go to the community  
16 center, did you lock both your home and the  
17 Pioneer Telephone office?  
18 A Yes, sir.  
19 Q And so nobody had been in either of those  
20 buildings, meaning your house or Pioneer  
21 Telephone Services, until you went back  
22 around 8:00 a.m. the next morning after the  
23 storm?



Deposition of Jimmy Williamson

January 26, 2007

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<p>1 again, I don't -- all I know is that they</p> <p>2 were not working, because some of them I</p> <p>3 could smell. Some of them -- some of them</p> <p>4 could have been water damage -- I mean, I'm</p> <p>5 not -- I just know they were dead because</p> <p>6 of the lightning hit on the system.</p> <p>7 Q Well, you just mentioned water damage, too.</p> <p>8 A Yeah, I mean, they were sitting on desks</p> <p>9 Q And when you say lightning damage, do you</p> <p>10 also mean -- are you also including the</p> <p>11 surge caused by lightning --</p> <p>12 A Yes, sir.</p> <p>13 Q -- as well?</p> <p>14 A Yes, sir.</p> <p>15 Q Okay. And that surge could be either on</p> <p>16 the premises or off the premises of</p> <p>17 Pioneer?</p> <p>18 A Yes, sir. Usually it's somewhere close</p> <p>19 when it's this bad.</p> <p>20 Q Okay. You've mentioned that you've seen it</p> <p>21 as far as a mile away.</p> <p>22 A Yes, sir.</p> <p>23 Q Okay. All right. And then go through and</p>	<p>1 blew -- I think it was the metal that hit</p> <p>2 it, knocked it over into the power --</p> <p>3 Q Which is that? Are you listing --</p> <p>4 A The television antenna</p> <p>5 Q Okay.</p> <p>6 A There's a picture of it where it was</p> <p>7 knocked over. The antenna pole was what --</p> <p>8 was actually -- the antenna is on it. The</p> <p>9 antenna amplifier was broken.</p> <p>10 The four-head VCR when -- of course,</p> <p>11 lightning came in through on it from the</p> <p>12 antenna. The receiver, it was a surge, the</p> <p>13 stereo receiver, what plays the radio</p> <p>14 system throughout the building.</p> <p>15 The computers, they were smoked</p> <p>16 because -- and, I mean, like I said,</p> <p>17 it's -- they had dial tones hooked to them</p> <p>18 for Internet, but it could also have been</p> <p>19 the water because water was on the desk,</p> <p>20 too.</p> <p>21 Subwoofer, all this was hooked in --</p> <p>22 into this system. The television -- I</p> <p>23 don't see the television on here. I mean,</p>
Page 202	Page 204
<p>1 tell me what testing you did to any of</p> <p>2 those items</p> <p>3 A Opening up and looking at them. But, I</p> <p>4 mean, when you smell it -- most of the time</p> <p>5 when you smell it -- I mean, I've been</p> <p>6 doing this long enough there's no -- it's</p> <p>7 been burned.</p> <p>8 But, again, if y'all don't mind me</p> <p>9 going back. When I was checking this stuff</p> <p>10 where -- and some of the computers, water</p> <p>11 may have shorted them, but what we had was</p> <p>12 shorts. I mean, when something is</p> <p>13 short-circuited and burned up, whether it</p> <p>14 was --</p> <p>15 You know, I know lightning came in</p> <p>16 through the phone system, the voice mail</p> <p>17 system. The camera system, it came in from</p> <p>18 the outside. I know that happened. That's</p> <p>19 the Digital Sprite system, the power pack.</p> <p>20 The cameras were damaged and the camera</p> <p>21 mounts were damaged also outside by the</p> <p>22 limbs and trees. Television antenna was</p> <p>23 damaged by something that hit it and</p>	<p>1 the television was done, too, but it's not</p> <p>2 even on here. I know it was at the house,</p> <p>3 but --</p> <p>4 Q Okay. Did you prepare -- The document</p> <p>5 that's marked Pioneer 0152, did you prepare</p> <p>6 that document?</p> <p>7 A Between Sheila and Jeff and I, we did when</p> <p>8 we examined it.</p> <p>9 Q Okay. The document that's marked -- let me</p> <p>10 show you what's marked Pioneer 0 --</p> <p>11 A 0152 and 53?</p> <p>12 Q Yeah.</p> <p>13 A Yes, sir.</p> <p>14 Q You prepared that document?</p> <p>15 A Yes, sir, to the best of my knowledge.</p> <p>16 Q Okay. And the document is --</p> <p>17 A Well, no, no, no, no. Here is why it's</p> <p>18 different. This is Tel-Com. That's the</p> <p>19 one that Mac and Sheila -- Sheila did for</p> <p>20 Mac.</p> <p>21 Q Sheila in your office did for --</p> <p>22 A She also works for Tel-Com Services.</p> <p>23 Q Okay. And Sheila also did it for Mac --</p>

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1 A Radio Shack  
2 Q Then on -- This is on the second page now,  
3 AO192 That's where -- I mentioned the  
4 antenna pole, and you said it came from  
5 Radio Shack. The Sanyo four-head hi-fi  
6 VCR?  
7 A May have come from Wal-Mart  
8 Q The THX select receiver?  
9 A That's our surround sound. At that time, I  
10 think it came from Repstock, I believe.  
11 Q Could you spell that for us?  
12 A R-E-P-S-T-O-C-K  
13 Q And where is Repstock located?  
14 A I think they're in Tennessee. They are  
15 a -- or they were. They're not anymore.  
16 They were an Onkyo distributor, I believe.  
17 Q Where is Martco?  
18 A I'm not sure.  
19 Q And do you know where Hi-Line is?  
20 A I think they're in Texas.  
21 Q Do you know the cities on any of these?  
22 A No, sir.  
23 Q Then you have a Dell computer system with a

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1 flat panel, 17-inch, keyboard, printer,  
2 laptop, flat panel display, port replicator  
3 and printer. All of those items evidenced  
4 lightning damage?  
5 A Between lightning and water, yes, sir.  
6 Q Okay. Did you do any tests on any of those  
7 to determine whether it was lightning or  
8 water?  
9 A It was water in the keyboard. It just  
10 wouldn't -- They said it was dead.  
11 Q The Gateway computer system --  
12 A Same thing.  
13 Q Water, and it was dead?  
14 A And -- Yeah. Now, the Gateway, I remember  
15 the Gateway was the one, now, it did. It  
16 stunk bad.  
17 Q Okay. Did the Dell stink bad?  
18 A It smelled, but not like the Gateway.  
19 Q Okay. Do you remember where you got -- The  
20 Dell, I assume, came from Dell?  
21 A Yes, sir.  
22 Q The Gateway, did it come from Gateway?  
23 A Yes, sir.

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1 Q Then you've got a Norstar cordless phone.  
2 That, you're maintaining, also showed signs  
3 of lightning damage, the cordless phone?  
4 A Yes, sir.  
5 Q And did that come from the same place as  
6 the other Norstar equipment?  
7 A I believe it did.  
8 Q And I've forgotten who you -- Is that  
9 Hi-Line?  
10 A Yes, sir.  
11 Q And then this last item on this -- on AO192  
12 is a subwoofer.  
13 A Subwoofer.  
14 (Brief interruption.)  
15 Q The subwoofer came from who?  
16 A I think Repstock, I believe.  
17 (Brief interruption.)  
18 Q All right. Now I want to go on to the  
19 other one, which is AO181 through 184. Is  
20 that the list of items you prepared that  
21 you maintain were water damaged at the  
22 premises of Pioneer Telephone?  
23 A Yes, sir. Yes, sir.

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1 Q All right. None of those items exhibited  
2 signs of lightning damage to your  
3 knowledge?  
4 A No, sir. These were -- all this right here  
5 was on -- some of it was on that shelf.  
6 There was a picture of that shelf. A lot  
7 of these was -- they were sitting on  
8 that -- on the floor up under -- on the  
9 bottom shelf.  
10 Q Okay. And these items that -- These were  
11 some of the items that I saw pictures of  
12 that were in boxes and things?  
13 A That I took to the -- yes, sir, I took to  
14 the -- to my shop at the house when John  
15 and them said it was okay, John and Harold.  
16 Q Okay. And I'm going to show you what are  
17 marked as pages AO271, 272, and 273. I'll  
18 also add 270 in there.  
19 Are those pictures of the items -- Are  
20 those photographs of the items you've  
21 described that are listed on AO181 through  
22 184?  
23 A Yes, sir. These are -- this is where I



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1 took it -- The bottom ones is where I took  
2 it and put them in the shop  
3 Q Okay The bottom ones on what page are you  
4 referring to?  
5 A The bottom ones on 271 and 272 Well,  
6 that -- well, 273 is in the office -- in  
7 the shop, I mean, too.  
8 Q Okay And you don't -- I'm just asking  
9 whether these are photographs of those  
10 items You don't know whether you took  
11 these photographs or not? You're not  
12 saying you took these photographs?  
13 A No, sir I don't -- I don't know.  
14 Q But what you're saying is the items that  
15 I've asked you about on 181 through 180 --  
16 A Four  
17 Q -- four are the items pictured in -- on  
18 pages 271 and 272 --  
19 A Well, no, all --  
20 Q And 273?  
21 A Yes, sir  
22 Q Are they shown on page AO270, also?  
23 A I don't think -- no, sir, I don't think

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1 all -- that's after -- some of that's after  
2 the fact, after we -- I remember this one  
3 here This is some after we've cleaned up,  
4 and that is what we had left on the ceiling  
5 tiles here That's the only one -- the  
6 ones that wasn't that bad that we hadn't  
7 replaced that I didn't have any left  
8 Q Okay When you say this and that, the  
9 first item -- well, the last thing you just  
10 referred to was the items at the top  
11 right-hand corner of AO270 Those are  
12 items that aren't on the list or they are  
13 on the list?  
14 A This is where -- I don't know for sure I  
15 don't think these are This right here is  
16 after we cleaned up, I believe  
17 Q The bottom left-hand picture of AO270 is  
18 pictures of items after you had cleaned up?  
19 A (Witness nods head up and down )  
20 Q All right But the pictures on 271 through  
21 273 are pictures of items, some of which  
22 were moved to your -- to your storage shed  
23 at your home Is that what you said?

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1 A Yes, sir.  
2 Q Okay And that would be the bottom  
3 pictures in 271, 272, and perhaps 273?  
4 A Yes, sir  
5 Q The bottom pictures of 271, bottom pictures  
6 of 272, and the pictures in 273 appear to  
7 be items in your storageshed --  
8 A That I moved  
9 Q -- at your home that you moved?  
10 A Yes, sir, I moved from the office to the  
11 shop  
12 Q All right And did -- on those items,  
13 those water-damaged items that are listed  
14 on AO181 to 184, did you test or check  
15 every one of those items to see if they  
16 worked?  
17 A No, sir.  
18 Q Did you check any of the items listed on  
19 page AO181 through 184 to see if they  
20 worked?  
21 A No, sir I checked and saw that there was  
22 water in them, and that was, like I said,  
23 why I called the insurance company

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1 Q Okay So what I'm understanding you to be  
2 testifying to is that you visually observed  
3 each of the items listed on AO181 through  
4 184 and saw water on them and decided they  
5 were not usable?  
6 A Yes, sir  
7 Q Okay But you didn't actually do any test  
8 or try to see if they actually worked?  
9 A No, sir  
10 Q All right And describe the water damage  
11 on these items that are listed on those  
12 pages AO181 to 184 Were some -- Did some  
13 have more severe water on them than others?  
14 A Oh, yes, sir.  
15 Q And was this water -- Were these items all  
16 in boxes or were they not in boxes?  
17 A They were in boxes for the most -- boxes  
18 that didn't tear up But some of the boxes  
19 were open -- I mean, you know, didn't have  
20 the tops on them or wasn't sealed Some of  
21 them were closed up, but -- but they were  
22 all opened for me to look at  
23 Q Do you know whether you provided any

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1 say, of when you went over there?

2 A I'm not for sure I'm just saying maybe

3 within two weeks --

4 Q Okay

5 A -- three weeks It might have been

6 longer I'm not sure I know they were

7 the first ones to come and help me

8 Q Okay Tell me everything you discussed

9 with either one of them that you recall

10 A Mr. Cleveland came -- called me and came

11 He took care of the stuff at the house

12 Q Okay What did you and he discuss about

13 what he was going to do and what he was

14 going to look at?

15 A He just looked at the damage He asked me

16 what kind of damage I had and -- you know,

17 inside and out He came and looked at

18 everything and was real thorough Checked

19 everything, measured things, went up -- was

20 on the roof, in the house, all around the

21 house Was very cordial, very nice

22 Q Okay And the claim -- The suit that we're

23 talking about here today deals with the

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1 business, correct?

2 A Yes, sir

3 Q Okay So I won't dwell on the home as

4 long, but what I understand from you is you

5 and he and -- everything was resolved with

6 regard to the home to your satisfaction?

7 A Oh, yes, sir, more -- I mean, it was -- I

8 was actually surprised, you know, at how

9 quick he responded and it was done

10 Q Well, you had submitted -- Does Pioneer 134

11 contain items you submitted regarding your

12 home, lightning damage at your home?

13 A Yes, sir

14 Q Okay And then I'm looking at the items

15 here Well, looking at the home, it looks

16 like it refers to a Norstar CICS at the

17 home

18 A Right

19 Q Okay Is that what you're saying was at

20 the office?

21 A I believe so

22 Q And was -- was there a Norstar MICS or a

23 Norstar CICS at your house?

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1 A CIC -- Yes, sir I know there was a CICS

2 at the house I have the same kind of

3 equipment at the house that I have at the

4 office

5 Q Okay Now, you mentioned earlier today

6 about a IV that wasn't shown on the office

7 list, didn't you?

8 A Yes, sir It was a 31-inch television

9 The one I had at home was a 36

10 Q And you had -- I'm looking on here at a

11 stereo receiver that you list at the office

12 being a IX-8511

13 A Uh-huh (Positive response )

14 Q Did you have an identical stereo at your

15 house?

16 A I think it's pretty much the same I think

17 it was a little better -- I mean, a bigger

18 one, I mean I believe I'm not sure It

19 was the same -- It was the same model

20 That's what we were trying to start to

21 sell

22 Q Okay Well, this one, looking at Pioneer

23 134, it also lists a IX-8511 stereo

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1 A Uh-huh (Positive response )

2 Q And is that what's listed at the office,

3 also?

4 A Yes, sir Now, the stuff at the office is

5 cost, is what it cost us

6 Q Okay And what -- are you saying --

7 A At the house is what -- is more than what

8 it -- actual cost because, you know, when

9 you buy something, it's more Retail is

10 what I'm saying

11 Q Well, did you buy this -- The items that

12 were at your house, did you buy them

13 through your business or did you buy them

14 on your own?

15 A No, some of the stuff I bought through my

16 own -- through myself My personal I'm

17 talking about

18 Q Well, I'm looking -- This appears to be

19 more than one page to this document, but I

20 don't see that it's all here

21 In any event, I don't see the back

22 page It appears that that page is

23 continued and there's more to that page

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<p>1 than just Pioneer 134 135 is another</p> <p>2 document, so I don't know where the rest of</p> <p>3 that page is</p> <p>4 Looking at it That's okay,</p> <p>5 Mr. Williamson Let me go on and ask you</p> <p>6 about this.</p> <p>7 A Okay.</p> <p>8 Q Looking at it, can you tell me where the</p> <p>9 items listed on page -- on Pioneer 134 came</p> <p>10 from? Just go down each item and tell us</p> <p>11 as best you can where you believe they came</p> <p>12 from.</p> <p>13 A This -- I'm not sure where the telephone --</p> <p>14 This was before we started dealing with</p> <p>15 Hi-Line, I believe Yeah, it was Dell I</p> <p>16 bought from Dell I can't remember that --</p> <p>17 the phone company that -- and I bought it</p> <p>18 before -- before we started dealing with</p> <p>19 the system -- I bought it down in Florida</p> <p>20 I think Tampa I believe is the name -- I</p> <p>21 mean, is where it's from All the rest of</p> <p>22 the stuff is like Circuit City or Wal-Mart</p> <p>23 Q Okay Do you remember the totals you were</p>	<p>1 Q So does a total of approximately \$37,000</p> <p>2 sound close to what you were paid for the</p> <p>3 residential? \$37,000 sound --</p> <p>4 A I don't remember honestly.</p> <p>5 Q Okay</p> <p>6 A I didn't think it was that much, but it may</p> <p>7 be</p> <p>8 Q Okay.</p> <p>9 A Is that not less the deductible or</p> <p>10 something?</p> <p>11 Q I don't know That's why I was asking you.</p> <p>12 A Okay.</p> <p>13 Q I'm hoping that you can remember some of</p> <p>14 this, Mr. Williamson, without me having to</p> <p>15 search for every document</p> <p>16 In any event, you were -- you and</p> <p>17 Mr. Cleveland are the ones -- the two that</p> <p>18 dealt on the home?</p> <p>19 A Yes, sir.</p> <p>20 Q Okay. And did Mr. Gauthier also deal with</p> <p>21 the home?</p> <p>22 A No, sir He dealt with the building, the</p> <p>23 office building</p>
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<p>1 paid for the resolution of your homeowners</p> <p>2 claim?</p> <p>3 A No, sir</p> <p>4 Q Approximately, do you remember?</p> <p>5 A No, I really don't, because it wasn't</p> <p>6 just -- I mean, I had the Pioneer -- the</p> <p>7 roof and the hardwood floors, Sheetrock</p> <p>8 damage, just</p> <p>9 Q Okay I'm going to show you what is Bates</p> <p>10 stamped page Pioneer 132 And does that</p> <p>11 appear to be close to the amount you were</p> <p>12 paid for the dwelling and for the structure</p> <p>13 part of your loss at your house, being</p> <p>14 approximately eighteen --</p> <p>15 A Eighteen, nineteen It says it right here</p> <p>16 Q Okay Read it for me</p> <p>17 A It says \$19,050.32</p> <p>18 Q Okay And then I'm going to show you</p> <p>19 what's marked as Pioneer 133, and it</p> <p>20 appears to state that it's for the</p> <p>21 homeowner's personal property, and what's</p> <p>22 the amount on that?</p> <p>23 A It says 18,694.48</p>	<p>1 Q He dealt with the building of Pioneer</p> <p>2 Telephone Services?</p> <p>3 A Yes, sir.</p> <p>4 Q But you and Mr. Cleveland dealt with the</p> <p>5 home and -- on behalf of Auto-Owners, and</p> <p>6 that claim was resolved to your</p> <p>7 satisfaction and you don't make any claim</p> <p>8 in this lawsuit regarding that, do you?</p> <p>9 A To Mr. Gauthier?</p> <p>10 Q No</p> <p>11 A I'm sorry</p> <p>12 Q You're not making any claim in this lawsuit</p> <p>13 with regard to any loss or damage at your</p> <p>14 home, are you?</p> <p>15 A No, sir</p> <p>16 Q Okay</p> <p>17 A That was fine</p> <p>18 Q That was satisfied with -- You're satisfied</p> <p>19 with Auto-Owners with respect to that</p> <p>20 claim, correct?</p> <p>21 A Yes, sir</p> <p>22 Q All right Now, then, how many times did</p> <p>23 you meet with Mr. Cleveland or</p>

<p style="text-align: right;">Page 241</p> <p>1 Mr. Gauthier? Well, let's stick with</p> <p>2 Mr. Cleveland first</p> <p>3 How many times did you meet with</p> <p>4 Mr. Cleveland?</p> <p>5 A Twice, I believe</p> <p>6 Q Okay. Were both of those at your home?</p> <p>7 A Yes, sir. He forgot to -- and I did, too.</p> <p>8 We talked about it at first and out of</p> <p>9 everything that was going on, he forgot to</p> <p>10 look at the floor in the shop. That's what</p> <p>11 he came back for. He actually called me.</p> <p>12 I didn't even think about it. And he came</p> <p>13 back and looked at that and</p> <p>14 Q Okay. The shop being the shed that you</p> <p>15 moved things to from Pioneer Telephone</p> <p>16 Services?</p> <p>17 A Yes, sir. That -- now, that was -- At the</p> <p>18 time that he came and looked at it, the</p> <p>19 stuff wasn't there.</p> <p>20 Q Okay.</p> <p>21 A When he came back, it was there, and he</p> <p>22 actually took some pictures of it himself.</p> <p>23 Q Okay. But none of the items -- When you</p>	<p style="text-align: right;">Page 243</p> <p>1 the first time?</p> <p>2 A I'm not sure. I mean, it would be -- the</p> <p>3 next one I met with was Mr. Gauthier, but I</p> <p>4 don't remember if it was before or after --</p> <p>5 Q The second meeting with Mr. Cleveland?</p> <p>6 A (Witness nods head up and down)</p> <p>7 Q Okay. Well, then, tell me about your first</p> <p>8 meeting with Mr. Cleveland.</p> <p>9 A I thought we did.</p> <p>10 Q I mean, excuse me, with Mr. Gauthier?</p> <p>11 A Oh, okay. He was very -- Well, he was</p> <p>12 different. He wasn't as full of</p> <p>13 personality as Mr. Cleveland was, but he</p> <p>14 was -- this guy was from Louisiana he</p> <p>15 said.</p> <p>16 And he went through and looked and</p> <p>17 measured and done all the structural stuff,</p> <p>18 looked at all the stuff. And, actually, by</p> <p>19 the time he'd gotten in there, we had</p> <p>20 replaced some of the tiles and things</p> <p>21 because it was so hot in there, insulation.</p> <p>22 Q Had you moved the equipment?</p> <p>23 A I think we had. I'm not sure. That was --</p>
<p style="text-align: right;">Page 242</p> <p>1 moved it from the office to the shed, none</p> <p>2 of those items were listed by</p> <p>3 Mr. Cleveland, were they?</p> <p>4 A No, sir. That's when I stopped him.</p> <p>5 Q Okay. All right. Are those the only</p> <p>6 discussions you had with Mr. Cleveland?</p> <p>7 A Yes, sir, to the best of my knowledge.</p> <p>8 Q Did you and Mr. Cleveland have any</p> <p>9 discussions regarding retention or disposal</p> <p>10 of any items of property of yours at your</p> <p>11 house?</p> <p>12 A No, sir, not that I recall.</p> <p>13 Q Did you and -- Well, then, did you meet</p> <p>14 with Mr. Cleveland or Mr. Gauthier first?</p> <p>15 A Cleveland.</p> <p>16 Q How about the next occasion?</p> <p>17 That was -- Mr. Cleveland you thought</p> <p>18 you met with sometime within a couple of</p> <p>19 weeks of the storm?</p> <p>20 A Yes, sir, I believe so.</p> <p>21 Q And did you meet with Mr. Cleveland a</p> <p>22 second time, or who was the next person you</p> <p>23 met with after you met with Mr. Cleveland</p>	<p style="text-align: right;">Page 244</p> <p>1 I don't remember when it was that I went</p> <p>2 and asked John about it because we had to</p> <p>3 move stuff to clear out and do business.</p> <p>4 That was -- That was when we moved it. I'm</p> <p>5 not sure exactly when we did it.</p> <p>6 It was between the time of -- the two</p> <p>7 times I met with Kenny Cleveland, though,</p> <p>8 is when we moved it because it wasn't there</p> <p>9 the first time he was there.</p> <p>10 Q Okay.</p> <p>11 MR. PEARSON: We'll take a break</p> <p>12 here for a minute.</p> <p>13 VIDEOGRAPHER: Going off the</p> <p>14 record. This is the end of</p> <p>15 tape five.</p> <p>16 (Brief recess was taken.)</p> <p>17 VIDEOGRAPHER: Back on the</p> <p>18 record. This is the beginning</p> <p>19 of tape six.</p> <p>20 Q During the break, Mr. Williamson, I found</p> <p>21 the two checks that I was asking you about.</p> <p>22 A Okay.</p> <p>23 Q They were previously attached to the</p>



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1 depositions by Pioneer, the depositions of  
2 Mr Tomberlin and Mr Young  
3 A Okay  
4 Q It appears to me that you received a check  
5 for the homeowners dwelling and other  
6 structures from Auto-Owners in the amount  
7 of \$19,050 32  
8 A Okay  
9 Q Does that sound correct to you?  
10 A I guess I think so  
11 Q Don't guess. But, I mean --  
12 A Yes  
13 Q -- looking at this document here, you don't  
14 have any reason to dispute that?  
15 A No, sir. I mean, I agree That's what I'm  
16 saying I don't remember the exact amount,  
17 but I agree if that's what's on there  
18 Q The second document I'm going to show you  
19 is part of the same document This is  
20 claim payment 1-041216546, and it's in the  
21 amount of \$18,694 48 for dwelling,  
22 homeowners personal property, correct?  
23 A Okay Yes, sir

1 one of them said, you know, we've got lots  
2 of claims, and you start taking care of  
3 things to get back up and going, correct?  
4 A Yes, sir  
5 Q All right And then the next meeting you  
6 had was someone from Auto-Owners regarding  
7 Pioneer Telephone Services Who was that  
8 regarding Pioneer Telephone Services?  
9 A Oh, Pioneer? Well, Bill Reaves  
10 Q Okay And when was that that you spoke to  
11 him?  
12 A This was after -- well after the  
13 hurricane It was after Kenny Cleveland  
14 and Mr Gauthier  
15 Q Well, Mr Gauthier, when we -- didn't you  
16 tell me earlier that you saw Mr Gauthier  
17 regarding Pioneer Telephone Services?  
18 A Mr Gauthier was the structural insurance  
19 That was regarding me, personally, because  
20 I owned the buildings  
21 I owned the buildings personally It's  
22 James H Williamson Pioneer Telephone,  
23 which I own Pioneer Telephone, which

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1 Q And the other claim payment was the --  
2 A Is it the samenumber? Yeah It's the  
3 same  
4 Q Well, the last number is different on them,  
5 and the last number on the drafts are  
6 different  
7 A Okay  
8 Q Do you see that?  
9 A Yes, sir  
10 Q One is a draft that ends 45 for 19,050 32  
11 And the other one ends with 46, and the  
12 amount of that one is \$18,694 48, correct?  
13 A Yes, sir  
14 Q Okay So you were paid in excess of  
15 \$37,000 for your home claim, correct?  
16 A Yes, sir  
17 Q All right Now, going back to your next  
18 meeting that you had after you submitted  
19 the claim regarding your business, your  
20 first meeting -- the first meeting, as I  
21 understand it, you took the claim  
22 information over to South Central Agency  
23 You saw Mr Tomberlin and Mr Young and

1 Pioneer Telephone was the contents because  
2 they're renting from me  
3 Q Did you have separate insurance policies  
4 for the --  
5 A Yes, sir  
6 Q -- for the structure and the contents of  
7 Pioneer Telephone Services?  
8 A Yes, sir Each tenant is required to have  
9 insurance for their contents  
10 Q Mr Williamson, do you recall whether you  
11 were paid for damage to the structure --  
12 A Yes, sir  
13 Q -- at Pioneer Telephone Services?  
14 A Yes, sir I was paid -- I was paid for the  
15 damage for the buildings -- all of the  
16 buildings, not for -- and then, of course,  
17 some of the inside stuff  
18 Q Do you remember what that payment was for?  
19 A No, sir  
20 Q Do you remember who that payment was made  
21 to?  
22 A I think -- Well, the structural had to be  
23 made to me

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1 at the Pioneer documents we had.  
 2 181 through 184 is one of them. That's  
 3 one of the documents I want you to look  
 4 at. And the other is 274, 275, and the  
 5 sequential pages following that.  
 6 A: There's 274.  
 7 Q: Yeah, I'm looking for the rest of it.  
 8 In any event, the documents that are  
 9 marked -- the page beginning AO274 and the  
 10 page beginning AO181, those are documents  
 11 you took to -- well, that you prepared  
 12 regarding the damage to the property at  
 13 Pioneer Telephone Services, aren't they?  
 14 A: Yes, sir. This was the contents.  
 15 Q: Okay. What I want to ask you about is, on  
 16 those contents, is that the first documents  
 17 you gave to anyone from the agency or  
 18 anyone regarding Auto-Owners Insurance or  
 19 gave to somebody else regarding your  
 20 contents claims?  
 21 A: The one that -- if this -- if this is it, I  
 22 mean, I'm sure I gave it to South Central  
 23 Agency. I walked it over.

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1 Q: Okay. When you say it, you mean both the  
 2 document AO274 and the document that starts  
 3 AO181, correct?  
 4 A: I guess so. I'm not -- I'm not sure if  
 5 both of them went the same -- I think, if  
 6 I'm not badly mistaken, I knew the  
 7 lightning stuff. And I don't think I -- I  
 8 may not have gone through the water  
 9 damage -- all of the water damage stuff yet  
 10 because we were so busy with other  
 11 customers.  
 12 Because I had to go through all this  
 13 because the stuff was in boxes. I did not  
 14 know exactly what was in it. But I do know  
 15 the lightning stuff went -- I believe went  
 16 first.  
 17 It's like I said, it's all so crazy, we  
 18 were so busy trying to take care of  
 19 everybody else.  
 20 Q: Well, what I want to know is when you  
 21 presented those documents there, I want to  
 22 know first of all, are those -- to your  
 23 recollection, are those the first documents

1 you presented to Auto-Owners or some body  
 2 else to get to Auto-Owners regarding  
 3 contents claims.  
 4 A: It looks like them. I would say, yes,  
 5 sir. I mean, I'm just -- I believe it is.  
 6 Q: We've talked about earlier some lightning  
 7 affidavits you did, but did you submit  
 8 those before or after those invoices?  
 9 A: Those were done -- We always try to do them  
 10 the same time when we do it.  
 11 Q: The document marked invoice, AO181, and the  
 12 document marked quotation, AO274, do you  
 13 know if you did those before, after, or at  
 14 the same time as the documents -- the  
 15 lightning affidavits?  
 16 A: I'm not sure. Sheila did it. Usually  
 17 as -- when we know we have -- or there's  
 18 going to be a claim involved, the affidavit  
 19 is actually done -- the item numbers is  
 20 actually done off of the invoice when -- we  
 21 try to keep everything the same.  
 22 Q: And do you know the date that you took  
 23 those items or the date you first took any

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1 item to South Central Agency regarding  
 2 contents?  
 3 A: No, sir, I don't -- I don't remember when I  
 4 did that.  
 5 Q: Was it on -- Was it on September 17th?  
 6 A: Oh, Lord, no.  
 7 Q: Okay.  
 8 A: All they -- All that we knew was we just  
 9 had a bunch of messed up stuff.  
 10 Q: So it was sometime a good while after that?  
 11 A: Well, it wasn't a good while. I would say  
 12 a couple of weeks, maybe a week and a  
 13 half. Because we -- I mean, like I said,  
 14 we had -- we had other customers, and we  
 15 operated the first -- first three or four  
 16 days, we operated off regular telephones,  
 17 not even a business system.  
 18 Q: Had you done it by the time you met with  
 19 Mr. Gauthier?  
 20 A: Oh, yes, sir.  
 21 Q: You had taken the list to Harold -- to  
 22 South Central Agency prior to that?  
 23 A: I believe we had. And if not, it might



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1 have been right after I know that I had  
2 told them that I was working on it, trying  
3 to get it, and they understood. They said  
4 they knew how it was.  
5 Q And your best recollection is that it  
6 was -- is when in relation to September  
7 16th, 2004?  
8 A I'm just not sure. I mean-- I mean, if I  
9 was going to guess, what I'd say, three  
10 weeks, somewhere in there to be fair.  
11 MR. HALL: Don't guess.  
12 THE WITNESS: Okay.  
13 A Well, I'm just not sure then.  
14 Q Well, the two documents are dated. What is  
15 the date on these two documents marked  
16 AO181 and AO274?  
17 A October 29th, 2004.  
18 Q Let me -- I'm going to show you the  
19 lightning affidavit. You did one, and  
20 then -- let me show you what was -- I  
21 previously think we've been over it maybe.  
22 AO185, does this regard lightning or water  
23 here, these items?

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1 A Water.  
2 Q Okay. And there, you've listed -- I want  
3 to ask you about that. It's got a date  
4 on -- that you did something on the 20th of  
5 September. You're not maintaining you  
6 presented that to anybody on the 20th of  
7 September, are you?  
8 A No, this is when I done a list. I hadn't  
9 checked anything. Why, I mean --  
10 Q Is that the date you started looking at  
11 stuff --  
12 A Yes, sir.  
13 Q -- and compiling it?  
14 A (Nods head up and down.)  
15 Q But it was sometime well after that that  
16 you submitted it?  
17 A Right.  
18 Q Okay. And would the -- would the documents  
19 that are marked AO181 and AO274 have been  
20 presented prior to that -- I mean, yeah,  
21 prior to you submitting that?  
22 A What we do, and this is -- I'm doing it  
23 like we do everybody else's. We try to

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1 keep this date -- because we have looked at  
2 it, but we haven't fully examined. It's as  
3 close as we can to the actual date of the  
4 problem.  
5 Q That you started looking at it?  
6 A Yes, sir.  
7 Q Okay. And I guess what I'm getting at and  
8 what I'm asking you is, it was much  
9 closer -- it was probably October 29th,  
10 2004 when you presented this material to  
11 South Central Agency?  
12 A Again, I don't know. I mean, we've done --  
13 had to do this again. Got Sheila to -- The  
14 date could be wrong. I'm trying to  
15 remember.  
16 Q You're welcome to look through any of these  
17 documents if you think something will help  
18 give you a better -- a better idea on that.  
19 A I'll be glad to. I just don't know if --  
20 I'm going to say, I mean, it's close,  
21 because I know we were so busy with  
22 everything else.  
23 Q And when you say it was close, it's close

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1 to somewhere around October 29th, 2004 when  
2 you presented that to South Central Agency?  
3 A I believe -- what I'm saying is the -- You  
4 know, we reported the claim to them. But,  
5 now, you know -- I'm not making myself  
6 clear still.  
7 We reported the claim, of course, that  
8 day that it happened. But this may be when  
9 we actually got the figures to them, not  
10 actually the equipment. But this -- she  
11 may have done -- run this that day, typed  
12 it out where I had it done.  
13 Q Well, that's what I'm asking you about is  
14 the day that you first submitted anything  
15 to Auto-Owners or to South Central Agency  
16 or Mr. Gauthier or Mr. Cleveland or anyone  
17 else that was looking at the claims  
18 regarding damaged contents at Pioneer  
19 Telephone Services.  
20 A This -- when we done -- where is the  
21 Tel-Com? Let's see. Let's see. I think  
22 that we did this -- we done another with  
23 Pioneer when they -- Bill neglected

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<p>1 Tel-Com's or somebody, Mr. -- what's his</p> <p>2 supervisor's name? Bill's supervisor</p> <p>3 Barrett?</p> <p>4 Q Billy Barrett?</p> <p>5 A Billy Barrett. But I just -- I don't</p> <p>6 remember it being that late, us getting</p> <p>7 that to it -- I mean, that's not late,</p> <p>8 but -- considering everything we had</p> <p>9 going.</p> <p>10 But the 29th is the one I want to think</p> <p>11 is when we got the Tel-Com one to him, when</p> <p>12 they decided they wanted -- that it needed</p> <p>13 to be looked at by -- you know, have --</p> <p>14 Bill told me to put -- let anybody else</p> <p>15 that I knew seen it. And this is when we</p> <p>16 still had it. And we done Tel-Com's. We</p> <p>17 put -- Mac said, yes, I've seen it and --</p> <p>18 like I said, because he was there at that</p> <p>19 time. He asked us to change the name on</p> <p>20 it, and we did.</p> <p>21 So that may be why the 29th is on this</p> <p>22 one, also. And it could be that's the</p> <p>23 first time we -- I mean, that I was able to</p>	<p>1 Q Is that the only time you met with him?</p> <p>2 A I believe so.</p> <p>3 Q All right. Tell me your next contact with</p> <p>4 anyone regarding the claim after that</p> <p>5 meeting.</p> <p>6 A I talked to John and Harold again.</p> <p>7 Q Okay. And what did y'all -- you and John</p> <p>8 and Harold discuss?</p> <p>9 A Well, the content situation. I said, you</p> <p>10 know, what do we -- that's what</p> <p>11 Mr. Gauthier had told me. And it was, of</p> <p>12 course, yeah, that's right. We do have</p> <p>13 insurance for that with Pioneer.</p> <p>14 Q And you don't remember when that</p> <p>15 conversation was?</p> <p>16 A No, sir. It was just after talking with</p> <p>17 Mr. Gauthier.</p> <p>18 Q And you don't remember when that was?</p> <p>19 A (Shakes head from side to side.)</p> <p>20 Q I mean, do you even know the month that</p> <p>21 these conversations took place?</p> <p>22 A October I would say. September, October,</p> <p>23 the first -- no, the last of September, the</p>
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<p>1 actually get everything to them. But this</p> <p>2 is definitely not -- I mean, this is not</p> <p>3 the first time that they looked at it. I</p> <p>4 don't believe.</p> <p>5 Q Well --</p> <p>6 A Like I say, I'm just not sure.</p> <p>7 MR. HALL: Let him ask the</p> <p>8 question.</p> <p>9 THE WITNESS: Okay.</p> <p>10 Q We left off with -- I believe you stated</p> <p>11 that Mr. Gauthier and you discussed</p> <p>12 something about that he was looking at the</p> <p>13 building structure and you said that he</p> <p>14 said somebody else would look at the</p> <p>15 contents. Is that what you're saying?</p> <p>16 A Yeah, he said he didn't have anything on</p> <p>17 the content. What -- The insurance that I</p> <p>18 had, the policy that he was taking care of</p> <p>19 took care of structural damage.</p> <p>20 Q Do you know -- All right. Have you told me</p> <p>21 about every conversation you had with</p> <p>22 Mr. Gauthier?</p> <p>23 A To the best of my knowledge.</p>	<p>1 first of October probably.</p> <p>2 Q Okay. And do you know if in this</p> <p>3 conversation you had with Harold and John</p> <p>4 at the last of September or the first of</p> <p>5 October --</p> <p>6 A We had several conversations.</p> <p>7 Q Well, okay. I want to cover -- I mean,</p> <p>8 when I'm asking you about these</p> <p>9 conversations, I want to go in a sequential</p> <p>10 order --</p> <p>11 A Okay.</p> <p>12 Q -- of every conversation that you had with</p> <p>13 any adjuster or anybody at your agency or</p> <p>14 anybody with Auto-Owners, and that's what</p> <p>15 I'm trying to do. I'm having trouble</p> <p>16 getting dates on it and getting them in</p> <p>17 sequential order because you're having</p> <p>18 trouble telling me any dates.</p> <p>19 But what I want to know is, I started</p> <p>20 out -- you took the claim form over there</p> <p>21 right after the hurricane on, like, the</p> <p>22 17th, the afternoon of the 17th, September</p> <p>23 17th, 2004. Then you received a call</p>

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<p>1 And then Mr. Gauthier, you were</p> <p>2 indicating he called you sometime before he</p> <p>3 walked over --</p> <p>4 A No, I'm not sure. I mean, I talked -- I</p> <p>5 know I talked to him one time on the phone,</p> <p>6 but that could have been afterward</p> <p>7 Q Okay. All right. Sometime the last week</p> <p>8 of September or the first week of October,</p> <p>9 you remember talking to Mr. Gauthier and</p> <p>10 meeting with him at your office?</p> <p>11 A Yes, sir.</p> <p>12 Q All right. And then you stated that you</p> <p>13 discussed that he didn't have anything on</p> <p>14 the contents, so he was looking at the</p> <p>15 structure? Is that what --</p> <p>16 A He told me that's what he was doing, was</p> <p>17 looking at the structure, or the wind</p> <p>18 damage, the water damage. And when I</p> <p>19 proceeded to show him some things and -- he</p> <p>20 showed me that he was doing the -- my --</p> <p>21 the personal -- being -- because I owned</p> <p>22 the building personally, he was doing that</p> <p>23 policy</p>	<p>1 Q Okay. Sometime around the first week of</p> <p>2 October?</p> <p>3 A I guess. Right after Mr. Gauthier.</p> <p>4 Q You said the last week of September or the</p> <p>5 first week of October, you met with</p> <p>6 Mr. Gauthier.</p> <p>7 A Okay.</p> <p>8 Q And so then it would be sometime around</p> <p>9 that same --</p> <p>10 A Okay.</p> <p>11 Q -- period of time?</p> <p>12 A Well, yes, sir. I mean, you're giving me</p> <p>13 the dates. I just know the order I talked</p> <p>14 to the people. I don't remember the dates.</p> <p>15 Q Well, I'm not trying to put any dates in</p> <p>16 your --</p> <p>17 A Oh, I know. I know.</p> <p>18 Q All right. Then you saw John and Harold,</p> <p>19 and they discussed it with you. You said</p> <p>20 you had a contents claim, and they said,</p> <p>21 you know, we'll get that going for you?</p> <p>22 A (Witness nods head up and down.)</p> <p>23 Q Is that correct?</p>
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<p>1 Q So Pioneer Telephone Services, Inc. doesn't</p> <p>2 even own this building?</p> <p>3 A No, sir.</p> <p>4 Q All right. And then -- then what was the</p> <p>5 next contact you had after that meeting</p> <p>6 with Mr. Gauthier?</p> <p>7 A I went and talked -- after that -- after</p> <p>8 Mr. Gauthier --</p> <p>9 I don't remember the time. I mean, it</p> <p>10 was right after he and I had talked</p> <p>11 -- to ask John about, you know -- you</p> <p>12 know, who I needed -- who was going to come</p> <p>13 by or what was going to happen with the --</p> <p>14 because Mr. Gauthier was doing the</p> <p>15 structural part, that side of the</p> <p>16 insurance, the personal side. And that's</p> <p>17 when they told me they'd get that taken</p> <p>18 care of.</p> <p>19 Q Okay. And that -- that conversation with</p> <p>20 John or Harold was when?</p> <p>21 A It was after Mr. Gauthier. Just wasn't</p> <p>22 long after. A day or that afternoon or the</p> <p>23 next day.</p>	<p>1 A Yes, sir, best of my knowledge. I mean,</p> <p>2 they're the ones that sent Bill over there.</p> <p>3 Q Okay. How long was it after that</p> <p>4 conversation with John and Harold that Bill</p> <p>5 came over there?</p> <p>6 A I'm not sure. Bill called me.</p> <p>7 Q Okay. How long was it after you had that</p> <p>8 conversation with John and Harold that Bill</p> <p>9 called you?</p> <p>10 A I'm not sure.</p> <p>11 Q Well --</p> <p>12 A It wasn't -- let me -- I got a call from</p> <p>13 Bill, the first call, a lot quicker than I</p> <p>14 did the other ones. I mean, Bill, he would</p> <p>15 go for a while without contacting me. And</p> <p>16 that is when the meetings -- when I started</p> <p>17 going to John and Harold, calling them and</p> <p>18 talking to them about, hey, when are we</p> <p>19 going to get this going.</p> <p>20 MR. HALL: Let him ask a question.</p> <p>21 Q Okay. But the first call you got from Bill</p> <p>22 Reaves was sometime after the first week of</p> <p>23 October?</p>

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1 A Yes, sir, I believe so.  
2 Q Do you know if it was after the second --  
3 second week of October?  
4 A No, sir  
5 Q Do you know whether -- whether your first  
6 conversation with Mr. Reaves regarding  
7 contents or anyone with Auto-Owners  
8 regarding contents was in November?  
9 A It was before then.  
10 Q Do you know how long before then?  
11 A I mean, I believe -- I believe it was  
12 around the first week in October, second  
13 week in October, I believe.  
14 Q Okay Do you recall when -- And then what  
15 was the next contact you had with anyone  
16 from Auto-Owners?  
17 A After I talked with Bill on the phone?  
18 Q Yeah First of all, before you tell me  
19 about the next conversation, tell me what  
20 took place in that first conversation  
21 between you and Bill Reaves.  
22 A Not a whole lot. I mean, he just didn't  
23 talk much. He didn't respond much. You

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1 A The Pioneer contents claim?  
2 Q Yes, sir.  
3 A Yes, sir.  
4 Q And then you told me not much went on in  
5 that first conversation, but y'all --  
6 apparently, you set up a time to meet  
7 approximately a week later?  
8 A Yes, sir, somewhere -- from what I  
9 remember, he said I'm going to be there  
10 this Tuesday. I don't remember exactly  
11 when the call was, but he was trying to  
12 schedule when he was down that way.  
13 Q Okay. And did you, in fact, meet at the  
14 time that he said he would be down there  
15 next?  
16 A Yes, sir.  
17 Q And did you meet at the premises of Pioneer  
18 Telephone Services?  
19 A No, sir. He came to the office, and then  
20 we went out to the -- to my shop at the  
21 house.  
22 Q To see the items that you had moved to that  
23 shop?

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1 know, he -- I hear you've got a claim. I  
2 said, yes, sir. When was a good time? I  
3 said anytime. And I believe it was on a  
4 Tuesday that he came.  
5 Q And you're talking about actually came to  
6 meet with you?  
7 A Yes, sir. I think it was the following  
8 week after I talked to him.  
9 Q Okay. Your recollection is that you met  
10 with him approximately one -- after your  
11 first conversation with Mr. Reaves, you met  
12 with him approximately one week later?  
13 A Yeah, somewhere in there, a week, two -- I  
14 mean, I think it was earlier than a week.  
15 I mean, it wasn't long after he called  
16 because he was ready to -- I think  
17 something -- he come -- he came over to the  
18 office every so often or something.  
19 Q And your recollection was that the call  
20 that you got from Bill Reaves was not that  
21 long after you went over and discussed the  
22 contents claim with John and Harold for the  
23 first time?

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1 A Yes, sir. And I had it all, you know, laid  
2 out for him.  
3 Q And do you recall whether he took  
4 photographs out there at that time?  
5 A Yes, sir.  
6 Q He did?  
7 A Yes, sir.  
8 Q And tell me again looking at these photos  
9 which ones are pictures of items in your  
10 shop?  
11 A Here.  
12 Q Hold on for me just a minute.  
13 A Oh, I'm sorry.  
14 Q One is at the bottom of AO213.  
15 A All of the pictures on 213. All of the  
16 pictures on 273. All of the pictures on  
17 272, and the picture -- oh, the two  
18 pictures at the bottom of page 271. It's  
19 actually two pictures.  
20 Q All right. And all of those pictures that  
21 you've pointed out to me now appear to have  
22 a date stamp on the bottom of them of  
23 11-16-2004, don't they?



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1 I had in the shop -- I'm talking about  
2 other -- my other items than the  
3 equipment.  
4 And in a moment, he asked me was there  
5 any salvageable parts. And I thought it  
6 was very strange the way things were  
7 going. Very few words. And then when he  
8 asked me about salvageable parts, I told  
9 him no, sir.  
10 Do you want me to go on?  
11 Q I want to know every -- every conversation  
12 that you and he had  
13 A Okay  
14 Q As far as what you noticed or this and that  
15 and the other -- what I'm specifically  
16 asking you about is the conversations, what  
17 you said to him and what he said to you  
18 during your meeting  
19 A Okay  
20 Q That's all I want to hear from you  
21 A Okay  
22 Q If you want to expand on it and say other  
23 stuff -- I'm trying to give you leeway to

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1 take it and load it up, and he said, no --  
2 Q Your entire shed of -- your entire shed of  
3 equipment?  
4 A Well, the corner here. It was just this  
5 corner.  
6 That I'd be glad to do what I needed  
7 to, that I needed the space. And he said  
8 that, no, he didn't need to take it. And I  
9 don't really remember if he -- I think he  
10 said he would be back in touch, something  
11 to that effect, and I never heard from him  
12 again. To the best of my knowledge, it was  
13 only through John Tomberlin and Harold  
14 Young.  
15 Q Okay. Have you told me everything that  
16 took place and was discussed between you  
17 and Mr. Reaves in that -- in that  
18 conversation that you had at your first  
19 meeting?  
20 A Let me think. Let me make sure I didn't  
21 miss anything.  
22 Yes, sir, I believe so.  
23 Q Okay. Did you meet with Mr. Reaves after

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1 do it because I'm not trying to cut you  
2 off.  
3 A Okay.  
4 Q But my specific question is what he said to  
5 you and what you said to him during your  
6 meeting.  
7 A Okay.  
8 Q And that's all I want to know.  
9 A Okay. We -- After I stood there and  
10 watched, he asked me was there any  
11 salvageable parts. I told him that there  
12 was none, that -- that I would not use it  
13 for my customers because it had been  
14 soaking wet and that it was going to  
15 corrode because it was printed circuit  
16 boards.  
17 And, he said, I couldn't use it  
18 anywhere? I said, no, sir. I said, I  
19 mean, I can't, I said, because I've worked  
20 too hard to build my reputation and the  
21 company's reputation and, I said, I can't  
22 use it.  
23 And I offered to load it up, help him

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1 that day?  
2 A No, sir.  
3 Q Did you talk with him on the phone after  
4 that day?  
5 A I believe I talked to -- it was either him  
6 or somebody in his office.  
7 Q Okay.  
8 A No. I talked -- I called his office. John  
9 had gave me the number, but I dealt mainly  
10 through John and him. He relayed messages  
11 to John.  
12 Q Okay. Before we get to that, I want to ask  
13 you the next contact you had with anyone  
14 regarding your contents claim for Pioneer  
15 Telephone Services after that meeting with  
16 Bill Reaves that we've just discussed.  
17 A I don't remember any.  
18 Q Well, I thought you just said --  
19 A I mean, other than -- not with Bill.  
20 Q No, I'm asking with anybody. Anybody  
21 regarding your contents claim after that  
22 meeting with Bill Reaves, who was the next  
23 discussion with?

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1 A Yes, sir  
 2 Q Okay And down there -- And what does it  
 3 say in the bottom left-hand corner of that  
 4 draft?  
 5 A In payment of building damage  
 6 Q All right And what is the date of that  
 7 draft, Mr. Williamson?  
 8 A January 18th, 2005  
 9 Q All right Now, then, you -- we were  
 10 discussing, one, about the check was  
 11 being -- going to be -- or being processed  
 12 and then a conversation you had with John  
 13 where he said that Bill said there's a  
 14 problem and somebody else to look at it  
 15 And I believe you told me that the  
 16 conversation where Bill said there's a  
 17 problem, need somebody else to look at it  
 18 was before your conversation you said you  
 19 had with John about there being a check  
 20 processed  
 21 A The only problem -- The problem I'm talking  
 22 about is the one where it had Pioneer -- to  
 23 Pioneer He just said he wondered if there

1 change the name  
 2 Q Well, who said that?  
 3 A Bill Bill told John, and John told me  
 4 Q You didn't specifically have any  
 5 conversation with Bill about that?  
 6 A No, sir.  
 7 Q You just heard there was a problem, that  
 8 Bill told John there was a problem and that  
 9 could somebody else look at it?  
 10 A Uh-huh (Positive response)  
 11 Q Yes?  
 12 A Yes, sir Yes, sir I'm sorry  
 13 Q And so then what you submitted in response  
 14 to that was what's marked AO132 and 133,  
 15 which is this Tel-Com. States that it's a  
 16 lightning affidavit, and it's -- it's  
 17 signed K Mac Bracewell, and you've already  
 18 testified earlier it was signed by Sheila  
 19 A Yes, sir  
 20 Q His name was signed by Sheila  
 21 A Yes, sir  
 22 Q All right And Sheila being the woman that  
 23 worked for both you -- at that time worked

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1 was anybody else I could put there That  
 2 was the only problem that he saw And when  
 3 I said that we had that, he said, okay, no  
 4 problem He said, if you would, get that  
 5 done and get it sent  
 6 Q Okay And is that when you did the  
 7 lightning affidavits?  
 8 A Well, the second one We'd already done  
 9 the one for Pioneer  
 10 Q The one for Pioneer -- Let me just get that  
 11 correct  
 12 A Okay  
 13 Q Is that the document that's marked AO185 to  
 14 190?  
 15 A Yes, sir, I believe so  
 16 Q And the second one is The second one is  
 17 the one we discussed earlier today --  
 18 A Here it is Tel-Com  
 19 Q That is pages AO132 and 133?  
 20 A Yes, sir  
 21 Q And that's what you submitted in response  
 22 to that conversation?  
 23 A Yes, sir He said all -- we just needed to

1 for both you and for Tel-Com?  
 2 A Yes, sir  
 3 Q All right Then what was the next  
 4 conversation you had after that? And I  
 5 believe you -- because you got them out of  
 6 order, the next conversation was John and  
 7 you had a conversation that he said  
 8 something to the effect that he understood  
 9 a check was being processed  
 10 A Uh-huh (Positive response) The first  
 11 one would be -- it was 21 -- I think it was  
 12 21,000 and something, something like that,  
 13 and that -- that everything was okay  
 14 Everything was being processed  
 15 Q At that time, you hadn't received any check  
 16 from Auto-Owners, had you?  
 17 A I'm not -- I may have got -- had one for  
 18 the home I don't remember what the date  
 19 was on the house  
 20 Q Well, what I'm talking about, at that time,  
 21 you hadn't received a check from  
 22 Auto-Owners for anything regarding Pioneer  
 23 Telephone Services' --



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1 A Yes, sir, and none after that.  
2 Q Okay.  
3 A I mean, no -- no any other kind of  
4 discussion.  
5 Q All right. At this time, did you still  
6 have the equipment -- the contents  
7 equipment in your shed at your house of  
8 Pioneer Telephone Services?  
9 A I'm not sure  
10 Q Did you --  
11 A I don't believe that I did because John had  
12 told me -- because I was needing space for  
13 Christmas, and John had told me that since  
14 three adjusters had looked at it, taken  
15 pictures of it, and none of them had told  
16 them, had told me that I had to keep it,  
17 that he didn't see a problem with throwing  
18 it away because everybody else's claims had  
19 been taken care of  
20 Q And who told you this?  
21 A John Tomberlin  
22 Q Okay. Well, I've asked you in detail every  
23 conversation you had with them, and that's

1 Q The one about where you decided -- well,  
2 when I asked you about the disposal of the  
3 equipment and you told me about the  
4 conversation you had  
5 A With John?  
6 Q Yeah. Is that who it was with, with John?  
7 A Yes, sir  
8 Q Okay  
9 A Because I told him I needed the room. And  
10 I asked what -- was Bill ever going to come  
11 get it or what was they going to do with  
12 it, did I need to throw it away, whatever.  
13 And John, that's when he said that since  
14 the adjusters had come, took pictures of  
15 it, I had taken pictures of it and  
16 everybody and -- and he said the check was  
17 being done -- that's right. The best I  
18 remember, that's when it was  
19 Q And you were present at both John's and  
20 Harold's deposition, weren't you?  
21 A Yes, sir  
22 Q And you heard their testimony in those  
23 depositions, didn't you?

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1 the first time I've heard anything about  
2 that conversation, right?  
3 A I guess.  
4 Q Isn't that the first time in your  
5 deposition I've heard anything about that  
6 conversation?  
7 A I'm not sure.  
8 Q Okay. Well, in this list of conversations  
9 you've told me, when did that conversation  
10 take place?  
11 A I'm not sure. I'm not sure. It was before  
12 Christmas. I do know. I do know. I do  
13 remember.  
14 Q Okay. When was it?  
15 A It was when the check was being done. That  
16 was -- it was right -- it was right during  
17 then, because John said it had been cleared  
18 or it was being processed, whatever you  
19 call it.  
20 Q Okay. And is it your testimony here today  
21 that -- Well, and tell me again what that  
22 discussion was and who you had it with  
23 A Which one?

1 A Yes, sir  
2 Q And you understood that both of them  
3 said -- it's my recollection is that one or  
4 both of them said they didn't have any  
5 conversation with you about the disposal of  
6 the equipment until after you had already  
7 disposed of it. Is that your basic  
8 recollection?  
9 A I don't remember what they said, but I -- I  
10 know Harold did a complete turnaround,  
11 but  
12 Q Well, is it your --  
13 A I remember John -- I mean, John telling  
14 about the \$21,000 check that was being  
15 processed.  
16 Q And what I'm asking you is, did you discuss  
17 the disposal of the equipment -- and when I  
18 say equipment, the contents equipment of  
19 Pioneer Telephone Services, did you discuss  
20 disposing of that equipment prior to your  
21 disposing of it?  
22 A Yes, sir  
23 Q Okay. Tell me what that conversation was.

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1 A That was it, the one with the check  
2 being -- with John -- the check -- I mean,  
3 what John was talking about was when I  
4 called him when this Berry -- Dewberry or  
5 whoever called me. I said, you know, I've  
6 already thrown that stuff away I mean,  
7 what's he calling for?  
8 Q Okay. Is that when the conversation took  
9 place that John and Harold told you that if  
10 they've already looked at it, is that the  
11 same --  
12 A No, sir.  
13 Q Was it after --  
14 A No, sir, that wasn't the same time. This  
15 guy called, I believe, sometime in  
16 December. I know when it was. It was  
17 right -- it was the week before -- it was  
18 the week before or during -- no, it was the  
19 week -- the Wednesday or Thursday before  
20 the kids were getting out for Christmas  
21 holidays when this Dewberry guy called,  
22 because I was at Andalusia High School  
23 trying to get some security stuff taken

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1 care of before they left  
2 Q Okay. Well, before we -- before we talk  
3 about that conversation, I just want to  
4 make sure we're staying in sequential order  
5 as best -- as best we can.  
6 A Okay.  
7 Q You've gone back and told me that these  
8 other conversations -- and you've made some  
9 statements about those. I think the last  
10 one we talked about, though, was you and --  
11 you and John and Harold had a conversation  
12 where Bill Reaves made some comment to them  
13 to the effect that, excuse me, he had a  
14 hard-on for you; is that correct?  
15 A No, no, no. They asked me -- John and  
16 Harold asked me before the meeting even got  
17 good and started why he had a hard-on for  
18 me.  
19 Q If I indicated it differently, that is  
20 my -- that's what I understood your  
21 testimony to be.  
22 A Oh, okay.  
23 Q That they were asking you that --

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1 A Yes, sir.  
2 Q -- is that correct?  
3 A Yes, sir.  
4 Q Okay. Is that all that took place in that  
5 conversation?  
6 A No, sir. That was when they proceeded to  
7 tell me that Bill was trying to -- that  
8 they didn't -- they did not understand what  
9 Bill's problem was. But by the end of the  
10 day, John had figured out that it was too  
11 much money for him to handle, and he had  
12 been sitting on it. It was more money than  
13 he was authorized to fool with. And I told  
14 him that's not -- you know, of course, that  
15 wasn't my problem.  
16 Q And you don't know when that conversation  
17 was?  
18 A No, sir.  
19 Q All right. All right. Then tell me what  
20 the next conversation you had with anyone  
21 was, anyone regarding the contents and  
22 property of Pioneer Telephone Services.  
23 A I don't -- Other than that phone call, I

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1 don't remember anything other than getting  
2 a letter after I had told John -- you know,  
3 after when the Dewberry guy called me.  
4 Q Okay. So the next contact, then, that you  
5 had after that conversation with John and  
6 Harold, anyone regarding the contents or  
7 equipment of Pioneer Telephone Services,  
8 was a call you received from Larry  
9 Dewberry?  
10 A Yes, sir, I believe so. I mean, I talked  
11 to them. I don't know how many times, but  
12 in -- seeing each other out on the porch or  
13 the deck, casual conversation, and, of  
14 course, them not understanding why Bill was  
15 having a problem with this, what the  
16 problem -- the thing was and that he should  
17 have never held on to it. If he didn't --  
18 If he knew he didn't have the authority to  
19 fool with it, he shouldn't have kept it.  
20 He should have, you know, sent it on up.  
21 And that's -- Then I get the letter later  
22 on.  
23 Q Okay. Well, first, though, let me -- I

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1 want to ask you The conversation with  
 2 Larry Dewberry took place prior to that,  
 3 did it not, or did it? Do you know?  
 4 A. No, sir. I just know that it was the  
 5 week -- the Wednesday or Thursday of --  
 6 before the kids got out for Christmas  
 7 break  
 8 Q That's when you spoke to Larry Dewberry?  
 9 A If I'm not badly mistaken  
 10 Q And tell me about -- Tell me what the  
 11 substance of that conversation was  
 12 A He told me who he was and caught me  
 13 offguard. I didn't know anybody was going  
 14 to be calling And said that he was  
 15 being -- was wanting -- had been assigned  
 16 or whatever to check it, to check out the  
 17 equipment And that's when I told him, I  
 18 said, I've already been told I could  
 19 dispose of the equipment, that it was gone,  
 20 and that was it  
 21 Q Okay Did he say anything else to you?  
 22 A No, sir. And then I -- not -- I mean,  
 23 nothing to any substance if he did But he

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1 said, well, okay -- oh, no He said, well,  
 2 okay I guess if it's not there, I  
 3 can't -- and then --  
 4 MR HALL: Just answer his  
 5 question  
 6 THE WITNESS: Okay  
 7 Q Well, I think that is part of the  
 8 question What I wanted to know was  
 9 everything that you said and he said in  
 10 your conversation with him  
 11 A That was it. Yes, sir. I mean --  
 12 Q Anything else?  
 13 A No, sir. We hung up Then I called John  
 14 Q Okay That's the next conversation you  
 15 had But, again, you don't know the date  
 16 except that you believe this is sometime  
 17 about a week before Christmas holidays?  
 18 A During the week, I think, yes, sir,  
 19 somewhere -- I just know I was at -- I was  
 20 at Andalusia High School I just remember  
 21 that I was out there looking at some  
 22 things outside and it was late I mean,  
 23 when I say late, it was almost quitting

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1 time  
 2 Q When you got the call from Dewberry or when  
 3 you called John --  
 4 A At the same time, same thing. I turned  
 5 right around and called John and said,  
 6 what's going on?  
 7 Q Okay And you've told me everything about  
 8 the conversation with Mr Dewberry So now  
 9 tell me everything about the conversation  
 10 with John that you had right after that  
 11 A John was shocked He said, do what? And I  
 12 said, this is -- some Berry guy called me  
 13 And he proceeded to -- about this was  
 14 ridiculous, and it was the same kind of  
 15 conversations we'd had before He couldn't  
 16 believe what was going on and they'd taken  
 17 care of everything else and that, you know,  
 18 this Bill must have called the guy or  
 19 something, trying to see what he could do  
 20 And that was basically it And John  
 21 was supposed to check in on it, check in  
 22 and see  
 23 Q Okay Is that everything that transpired

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1 in that conversation?  
 2 A. Yes, sir, as far as I can remember  
 3 Q And what's the next communication or  
 4 conversation you had with anyone regarding  
 5 the contents or claim of Pioneer Telephone  
 6 Services?  
 7 A I don't remember if it was ever any  
 8 formal -- I mean, we just -- they -- John  
 9 contacted Bill, and that was when Bill told  
 10 him he was sending it up again And he --  
 11 Of course, Bill threatened again He  
 12 wanted -- He was trying to do everything I  
 13 [sic] could for me to drop it  
 14 Q And this is a conversation you're having  
 15 with who?  
 16 A John Tomberlin  
 17 Q And John Tomberlin told you that?  
 18 A Yes, sir  
 19 Q That Bill said that?  
 20 A Yes, sir  
 21 Q Or that was John's interpretation of what  
 22 Bill said?  
 23 A No. John told me that Bill told him

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1 acknowledge you received that letter?  
 2 A There's some of it I remember I don't --  
 3 See, I don't actually remember if I saw it  
 4 or if I was -- they told me I don't know  
 5 if it actually came to them or to me is  
 6 what I'm saying.  
 7 Q Well, the letter is addressed to you, isn't  
 8 it?  
 9 A Right Yes, sir Uh-huh (Positive  
 10 response )  
 11 Q And I'm going to represent to you that your  
 12 lawyer has produced this to me in this  
 13 case I'm not sure where he would say that  
 14 he obtained it from  
 15 A Okay  
 16 Q He's produced it to me in this case  
 17 A Okay The one that just sticks out in my  
 18 mind is -- the one that I remember is the  
 19 one where they were -- came up with the  
 20 excuses about rejecting it  
 21 Q And I'm going to ask you about that  
 22 A Okay  
 23 Q I'm just trying to go in sequential order,

1 your claim, Pioneer Telephone Services'  
 2 claim for damage to its contents?  
 3 A No, sir, just chitchat about me  
 4 wondering -- me trying to get in touch  
 5 with -- I mean, I was trying to contact  
 6 Bill, and that's --and I told John, I  
 7 mean, in person -- you know, we'd see each  
 8 other -- that he still hadn't called me  
 9 back  
 10 Q Okay And did I understand you to say that  
 11 you don't think you discussed the claim  
 12 with Bill Reaves after the date that you  
 13 and he met in his shed?  
 14 A No, sir, I don't believe so I think all  
 15 we did was, one of those conversations,  
 16 Bill -- John called Bill on the phone while  
 17 I was sitting there in their office and --  
 18 and getting this information, that's --  
 19 Q Well, that's a new-- that's a different  
 20 conversation I want to -- If you were  
 21 there and you heard Bill Reaves say  
 22 something --  
 23 A No, sir, I didn't hear him No He was on

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1 Mr Williamson  
 2 A Okay  
 3 Q We're going to get to that  
 4 A Okay  
 5 Q And you believe this was prior to -- You  
 6 told me about the conversation you had with  
 7 John about where Bill asked if there was --  
 8 there was -- that there was a problem and  
 9 could somebody else look at it, and you  
 10 believe that this letter was received by  
 11 you sometime around that time?  
 12 A Yes, sir, to the best of my knowledge  
 13 Can I read the first part?  
 14 MR HALL: Joel, how much more  
 15 have you got?  
 16 MR PEARSON: Off the record  
 17 (Off-the-record discussion )  
 18 VIDEOGRAPHER: Back on the record  
 19 Q All right Mr Williamson, we were just  
 20 talking about your communications with  
 21 Auto-Owners and the sequence of them  
 22 Do you remember what the next  
 23 communication you had with anyone regarding

1 the phone John had -- John went out and  
 2 called him on the phone while I was there  
 3 Q Okay In that conversation, what did you  
 4 understand Bill Reaves to be saying?  
 5 A That he had -- was sending it up because it  
 6 was too much for him to handle  
 7 Q All right And then is the next  
 8 communication you had after that the --  
 9 You did receive a check for the  
 10 building structure of Pioneer, didn't you?  
 11 A Yes, sir  
 12 Q Okay And we've been over that earlier,  
 13 correct?  
 14 A Yes, sir  
 15 Q All right And that check, then, that you  
 16 received, there's a check that you received  
 17 dated 1-18-2005 for \$11,607.92, isn't it?  
 18 A Yes, sir, building damage  
 19 Q Okay All right Is that the only check  
 20 that you received from Auto-Owners  
 21 regarding the building or contents --  
 22 A Yes, sir  
 23 Q -- for Pioneer Telephone Services?



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<p>1 you Like in particular the phone system, 2 I believe you told me that was from Hi-Line 3 or -- 4 A Yes, sir 5 Q Is that right? 6 A Yes, sir, the stuff at the office I mean, 7 a lot of the stuff at the house I, you 8 know, purchased on my own 9 Q Are there any other major customers of 10 Pioneer Telephone Services that you haven't 11 told me about today, any big customers like 12 hospitals or schools or -- I don't remember 13 you mentioning hospitals, but I said 14 schools -- schools or -- 15 A We have a lot of doctors' offices and 16 lawyers' offices. 17 Q Do you do any bigger things like hospitals 18 or -- 19 A Well, we've done motels and things like 20 that We've been asked, but, I mean, I -- 21 I really don't want to get into those 22 things if I don't have -- I mean, not with 23 you. I mean, I'm talking about have to</p>	<p>1 there 2 We always keep that -- Anything we 3 sell, we always keep a spare or more, 4 one -- at least one, if not more It's 5 according to how many we have out in the 6 field so we can take care of people 7 Q Do you keep records of what you sold to a 8 particular customer? I mean, does the 9 business -- 10 A Oh, yes, sir 11 Q -- Pioneer Telephone Services keep -- 12 A Yes, sir 13 Q So for any school or any customer, you 14 would know what you sold to them? 15 A Yes, sir Should 16 Q Have you ever -- Have you ever been 17 arrested or convicted of a felony? 18 A No, sir 19 Q Have you ever been arrested for anything? 20 A No, sir 21 Q If I didn't get it clear -- How did you 22 dispose of the property that we're talking 23 about today?</p>
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<p>1 service those kind of things if we don't 2 have to 3 Q But to your knowledge, y'all don't have 4 anything like that? 5 A We have before, but we just try to stay 6 away from it if we can And I'm sure when 7 we get through I'll remember one, but I 8 can't remember one right now 9 Q Well, I guess I'd like to know what big 10 commercial accounts -- big commercial 11 accounts that you may have had before I 12 mean, because what I'm taking it is, 13 this -- this equipment here, most of this 14 was inventory for large customers, wasn't 15 it? Is that what this is for? 16 A No, sir, not necessarily For small 17 customers, too. 18 Q Okay And so any of this equipment you 19 could use for small or large customers? 20 A Yes, sir, for the most part Now, like the 21 Mytel pictures y'all saw, that would be a 22 bigger customer, too But the Northern 23 Tel-Com goes big, too It will go on up</p>	<p>1 A In hoboos 2 Q Do you mean like a dumpster? 3 A Yes, sir I'm sorry 4 I mean, what we did, there was so much 5 of it that -- because we have two hoboos 6 We just put in what we could and -- 7 Q And we meaning you and your staff, would be 8 Sheila or Jeff? 9 A Well, basically, me and Jeff did it, I 10 mean I mean, and Jeff did for the most 11 part, he and -- oh, I can't -- it might 12 have been Ben I can't remember Because 13 when I was given the okay, that was what we 14 got -- went and got it on the trailer 15 Q Now, I'm finishing up in just the last 16 minute or so 17 We talked a lot about your looking at 18 the equipment and stuff, but I want to know 19 what specific testing or anything you did 20 You mentioned voltmeters Did you actually 21 attach voltmeters to any of this equipment? 22 A Yes, sir 23 Q What other -- What other testing did you do</p>

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REPORTER'S CERTIFICATE

STATE OF ALABAMA:

MONTGOMERY COUNTY:

I, Lisa J Nix, Registered Professional

Reporter and Commissioner for the State of Alabama

at Large, do hereby certify that I reported the

deposition of:

JIMMY WILLIAMSON

who was first duly sworn by me to speak the truth,

the whole truth and nothing but the truth, in the

matter of:

PIONEER SERVICES, INC ,

Plaintiff,

Vs

AUTO-OWNERS INSURANCE COMPANY, INC ,

et al ,

Defendant

In The U S District Court

For the Middle District of Alabama

Northern Division

Case Number 2:06CV377-WKW

on Friday, January 26, 2007.

The foregoing 344 computer printed pages

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contain a true and correct transcript of the  
examination of said witness by counsel for the  
parties set out herein The reading and signing of  
same is hereby waived

I further certify that I am neither of kin  
nor of counsel to the parties to said cause nor in  
any manner interested in the results thereof

This 21st day of February 2007

\_\_\_\_\_  
Lisa J Nix, Registered  
Professional Reporter and  
Commissioner for the State  
of Alabama at Large